



THE TORONTO AND REGION CONSERVATION AUTHORITY

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THE TORONTO AND REGION CONSERVATION AUTHORITY

**MEETING OF THE AUTHORITY #10/03**  
**January 9, 2004**

**The Authority Meeting #10/03, was held in the South Theatre, Black Creek Pioneer Village, on Friday, January 9, 2004. The Chair Dick O'Brien, called the meeting to order at 10:14 a.m.**

**PRESENT**

Ila Bossons	Member
Michael Di Biase	Member
Suzan Hall	Member
Irene Jones	Member
Anthony Ketchum	Member
Jim McMaster	Vice Chair
Dick O'Brien	Chair
Gerri Lynn O'Connor	Member
Bill O'Donnell	Member
Linda Pabst	Member
Dave Ryan	Member
Frank Scarpitti	Member
Ian Sinclair	Member
Tanny Wells	Member

**REGRETS**

Maria Augimeri	Member
Bas Balkissoon	Member
David Barrow	Member
Lorna Bissell	Member
Raymond Cho	Member
Susan Di Marco	Member
Rob Ford	Member
Cliff Gyles	Member
Pam McConnell	Member
Peter Milczyn	Member
Ron Moeser	Member
Joe Pantalone	Member
Maja Prentice	Member
Sherene Shaw	Member

**RES.#A262/03 - MINUTES**

Moved by: Gerri Lynn O'Connor  
Seconded by: Irene Jones

**THAT the Minutes of Meeting #9/03, held on November 28, 2003 be approved.**

**CARRIED**

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**CONFLICT OF INTEREST**

Brian Denney, Chief Administrative Officer, TRCA, declares a conflict of interest in regards to item 7.1 - Pine Valley Drive Link.

**DELEGATIONS**

- (a) Elizabeth Bottos of 178 Charmaine Rd., Woodbridge, speaking in regards to item 7.1 - Pine Valley Drive Link.
- (b) Leo Angelantonio of 76 Kiloran Avenue, Woodbridge, speaking in regards to item 7.1 - Pine Valley Drive Link.
- (c) Iain Craig, Director, Kleinburg Area Ratepayers Association, speaking in regards to item 7.1 - Pine Valley Drive Link.
- (d) Joanne Nonnekes, Member, East Humber/Boyd Subcommittee, speaking in regards to item 7.1 - Pine Valley Drive Link.
- (e) Deb Schulte, Chair, Woodbridge Expansion Open Space Action Site Committee, speaking in regards to item 7.1 - Pine Valley Drive Link.
- (f) Lois Griffin, Chair, Humber Watershed Alliance, speaking in regards to item 7.1 - Pine Valley Drive Link.
- (g) Steven Zakem, Aird and Berlis, speaking in regards to item 7.1 - Pine Valley Drive Link.
- (h) Vito Cosentino, President, Venture Park Real Estate Ltd. and Member, National Golf and Country Club, speaking in regards to item 7.1 - Pine Valley Drive Link.

**RES.#A263/03 - DELEGATIONS**

Moved by: Frank Scarpitti  
Seconded by: Irene Jones

**THAT above-noted delegations (a) - (h) be heard and received.**

**CARRIED**

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**PRESENTATIONS**

- (a) A presentation by Carolyn Woodland, Manager, Development Services Section, in regards to OPA 600 as it relates to item 7.1 - Pine Valley Drive Link.
- (b) John Heddle, Member, Humber Valley Heritage Trail Association, speaking in regards to item 7.1 - Pine Valley Drive Link.

**RES.#A264/03 - PRESENTATIONS**

Moved by: Frank Scarpitti  
Seconded by: Irene Jones

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

**CARRIED**

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**CORRESPONDENCE**

- (a) A facsimile dated September 2, 2003, from Elizabeth A. Bottos of 178 Charmaine Rd., Woodbridge, in regards to Pine Valley Link Class EA.
- (b) A letter dated January 6, 2003, from Steven Zakem, Aird and Berlis, in regards to item 7.1 - Pine Valley Drive Link.

**RES.#A265/03 - CORRESPONDENCE**

Moved by: Frank Scarpitti  
Seconded by: Irene Jones

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

**CARRIED**

CORRESPONDENCE (A)

***Elizabeth A. Bottos***

178 Charmaine Rd.  
Woodbridge, Ontario, L4L 1K2

HOME TEL: (905) 851-3671  
WORK TEL (905)850-0155 /WORK FAX (905)850-0498

Tuesday, September 02, 2003

*Sent by Telefax 10  
416-661-6898 (4 pages)*

Watershed Management Advisory Board  
The Toronto and Region Conservation Authority  
5 Shoreham Drive  
Toronto, Ontario  
M3N 1S4

Attention: Chair. Irene Jones

Dear Madam:

RE: Pine Valley Link Class EA

I am a member of the Community Working Group involved in the Pine Valley Drive Link Environmental Assessment. I note that one of the items on your Agenda for the July 11, 2003 meeting was the receipt of Status Reports on the Pine Valley Link and the TRCA involvement in the OPA600MB appeal process. As a member of the public and as a member of the Pine Valley Link Community Working Group, I would appreciate it if you could notify me when issues relating to the TRCA appeal to OMB of OPA600 or the receipt of Status Reports, etc. relating to the Pine Valley Link are on the Agenda for meetings.

You mayor may not be aware that at the Community Working Group meeting of March 20, 2003 I suggested that the continuation of the Pine Valley Link from Clubhouse north to the opened portion of the road be diverted in an Easterly direction so that it is along the periphery of the forested area which is adjoined by residential homes. This would mean that the roadway is along the periphery of Boyd Park just as Rutherford Road, Islington Avenue and Langstaff are along the periphery of Boyd Park. I understood from your representative at the March 2003 meeting that this would be brought to your attention as a possible resolution to the completion of the Pine Valley Link. However, I note that no mention is made of this in the July 11, 2003 meeting and I am wondering if it ever was brought to your attention. If not, I would like to be able to discuss this with you further. If it has been brought to your attention and you have dismissed it, I would like, if possible to receive some explanation from you as to why it is not an acceptable alternative to you?

I am also wondering if you can advise me as to how the TRCA appeal to the OMB is being funded. Will the cost off this appeal be assessed against York Region or the City of Vaughan?

I also am curious as to why the TRCA has allowed a pumping station to be built in Boyd Park, has not objected to Langstaff Road between Pine Valley and Islington. which straddles the Humber River being widened from two lanes to four lanes and is now proposing that it be widened to six lanes over the Humber River as an alternative to opening the Pine Valley Link and why the TRCA sold a portion of Boyd Park (i.e. Part of Lots 14 and 15 Concession 7, City of Vaughan designated as Part 1 on Plan 65R-19402 which has now become the quote "Arista Gate subdivision") for residential development with the result that many trees were cut down and traffic on Islington Avenue was greatly increased even necessitating a set of lights now at the Arista Gate subdivision, and why the TRCA is supporting the widening of Islington Avenue to six lanes which will affect the Westerly boundary of Boyd Park by requiring leveling of the steep slopes and many trees to be cut down. It seems to me inconsistent for the TRCA to oppose the opening of the Pine Valley Link when by so doing they are causing the erosion of Boyd Park on the North limit along Rutherford, on the West limit along Islington and on the South limit along Langstaff. For this reason, I think that it is especially important to look at diverting the course of the Pine Valley link along the periphery of Blocks A and D, Plan M- 1857 (see sketch attached) because so doing could prevent any further erosion of Boyd Park along the North limit, the West limit, the South limit and could prevent any further damage to the Humber River.

I also understand from item 7.1 on the July 11, 2003 Agenda that the TRCA is working to advance "**source protection planning and implementation within the Province**". While I have no idea what "source protection planning" is, I note that item 7.8 on the Agenda recommends receipt of the legal opinion of Baker, McKenzie on the issue of how "the source protection planning regulation" for Conservation Authorities can be utilized with respect to highway planning. The legal opinion appears to relate to the issue of how the TRCA can legally influence the proposed extension of Highway No.427 .Would source protection planning regulations allow the TRCA to prevent the City of Vaughan from completing the Pine Valley Link?

I look forward to hearing from you as soon as possible.

Yours very truly,

**ORIGINAL SIGNED BY**

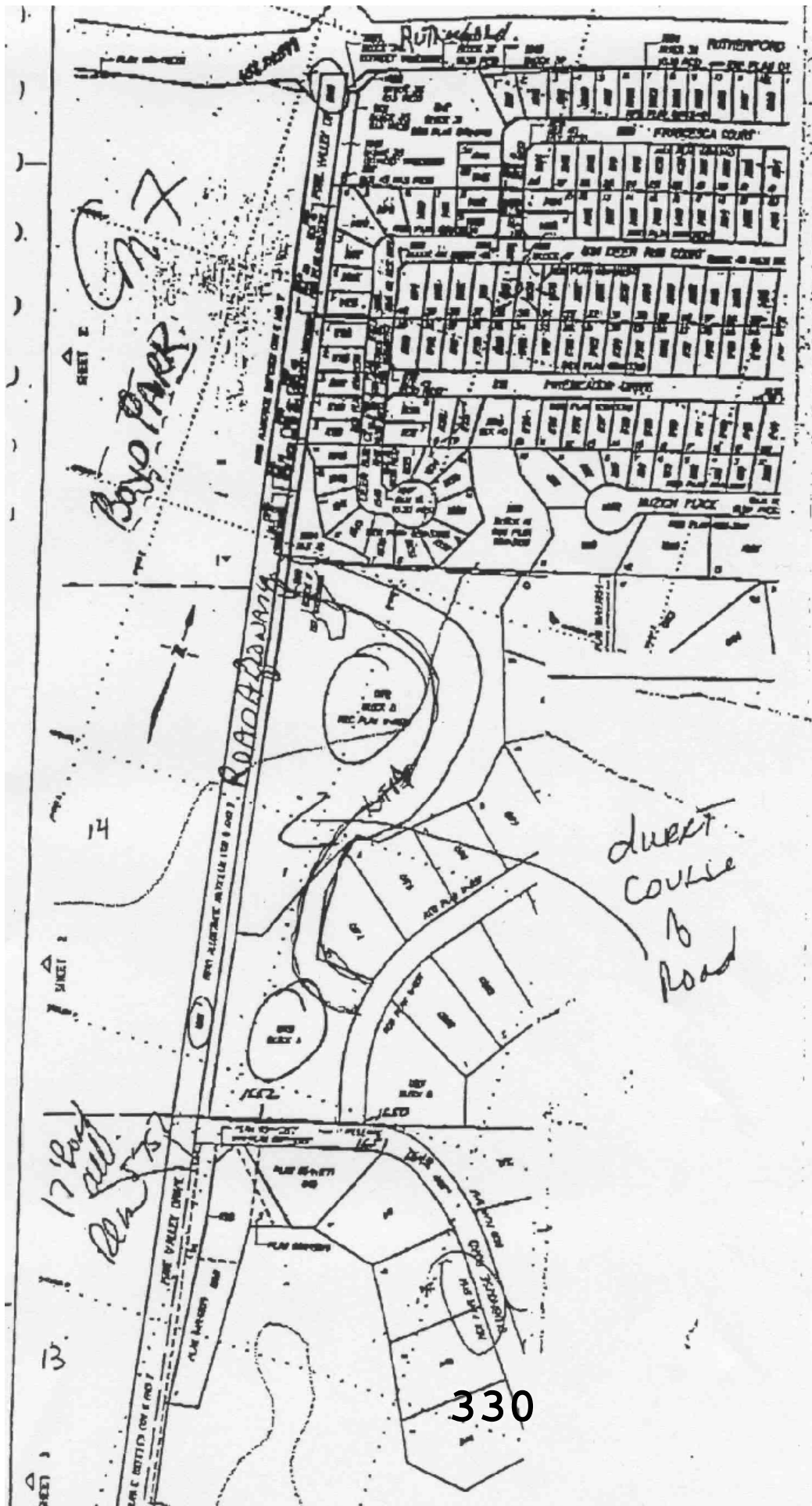
**Elizabeth A. Bottos**

cc: Michael Di Biase Member: of the TRCA and Mayor of the City of Vaughan  
*Sent by Telefax to 905-832-8598*

cc: Leo C. Angelantoni  
*Sent by Telefax to 905-851-3670*

cc: Sue Cumming  
*Sent by Telefax to 416-406-61 41*

- cc: Dennis Kelly - York Regional Clerk for distribution to Fisch, Di Biase and Members of York Regional Council  
*Sent by Telefax to 1-905-895-7238*
- cc: Peter Warring - National Resources  
*Sent by Telefax to 1-905-713-7361*
- cc: John Leach - City of Vaughan Clerk for distribution to Robinson, Swayze, Pearce, Robinson  
*Sent by Telefax to 905-832-6145*
- cc: The Honourable Jim Wilson - Minister of the Environment  
*Sent by Telefax to 416-314-6479*
- cc: The Honourable Ernie Eves, Premier  
*via e-mail, [webprem@gov.on.ca](mailto:webprem@gov.on.ca)*



BOYO PARK

SHEET 2

14

SHEET 2

17' Bay  
all  
Rd

SHEET 3

direct  
course  
to  
Road

330

**CORRESPONDENCE (B)**



**AIRD & BERLIS LLP**

Barristers and Solicitors  
Patent and Trade Mark Agents

Steven A. Zakem  
Direct: 416.865.3440  
E-mail: szakem@airdberlis.com

January 6, 2004

**BY FACSIMILE**

Our File No.: 81031

Executive Committee  
Toronto and Region Conservation Authority  
5 Shoreham Drive  
Toronto, Ontario M3N 1S4

Attention: Chair Dick O'Brien

Dear Sir:

**Re: Ontario Municipal Board File No. PL010732  
Appeals by the National Golf Club of Canada and the TRCA in respect the  
City of Vaughan's OPA 600 - Pine Valley Link**

---

We act on behalf of the City of Vaughan ("Vaughan") with respect to the appeals filed by the National Golf Club of Canada (the "Golf Club") and Quinto Annibale ("Annibale") in respect of the identification of the Pine Valley Link as a "new link" on Schedule "J" of OPA 600.

As you are aware, at a prehearing conference held in respect of this matter on November 4, 2002, the TRCA sought and obtained party status with respect to the appeals filed by the Golf Club and Annibale. Through subsequent proceedings, it has become clear that the TRCA is actively opposing the identification of the "new link" in OPA 600 despite the fact that the TRCA did not file an appeal in respect of OPA 600 nor appeal the inclusion of the "new link" in OPA 400.

On November 4, 2003, I wrote to Mr. Ira Kagan, counsel for the TRCA, in respect of this matter and requested that he provide me with evidence of the authority for the TRCA to oppose the Vaughan's position in respect of this matter. It was, and remains, Vaughan's position that although the Executive Committee has passed resolutions authorizing the TRCA to maintain party status in front of the Board, there has been no authorization for the TRCA to actively oppose the inclusion of the Link in OPA 600 or to challenge Vaughan's identification of the Link as a necessary element in the future growth of the municipality.

We have reviewed the Report filed by the Acting Director of the Watershed Management Division in respect of Item No. 7.1 which will be considered at your meeting on January 9, 2004. This Report contains numerous incorrect or incomplete statements in respect of

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BCE Place, Suite 1800, Box 754, 181 Bay Street, Toronto, Ontario, Canada M5J 2T9 T: 416.863.1500 F: 416.863.1515

[www.airdberlis.com](http://www.airdberlis.com)

Affiliated with Owen, Bird / Vancouver

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January 6, 2004  
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both the proceedings before the Ontario Municipal Board and the EA process currently underway in respect of the Link. As a result, we are requesting an opportunity to make a delegation before the Executive Committee at its meeting on January 9, 2004. We will be requesting that the TRCA withdraw from the Ontario Municipal Board proceedings and to instead focus its efforts and resources on full participation in the EA process currently underway in respect of the Link.

As we are aware that delegations are limited to five minutes, we are including previous correspondence that outlines our concerns with respect to the jurisdiction of the TRCA to actively oppose the City of Vaughan in respect of the Board matter and we may also file additional written submissions with the Committee prior to our attendance on January 9, 2004.

Please provide this correspondence to each member of the Authority prior to the above-noted meeting.

We look forward to having an opportunity to apprise the Executive Committee of Vaughan's concerns.

Yours very truly,

AIRD & BERLIS LLP

*Y -  
Andrew Newton FOR:*

Steven A. Zakem

SAZ/EPC/len

encl.

cc. Kathy Stranks  
Heather Wilson  
Ira Kagan





**AIRD & BERLIS LLP**

Barristers and Solicitors  
Patent and Trade Mark Agents  
Steven A. Zakem  
Direct: 416.865.3440  
E-mail: szakem@airdberlis.com

November 4, 2003

BY FAX #416.324.4224 AND MAIL

Our File #81031

Mr. Ira Kagan  
Kagan Shastri  
Barristers & Solicitors  
188 Avenue Road  
Toronto, ON  
M5R 2J1

Dear Mr. Kagan:

Re: OPA 600 Appeals, City of Vaughan  
OMB Case No.: PL010732

---

As you know, I act on behalf of the City of Vaughan ("Vaughan") with respect to the above-noted matter. In particular, I act on behalf of Vaughan with respect to the identification of the Pine Valley Link as a "new link" on Schedule "J" of OPA 600.

This proposed new link was first identified in OPA 400 and was approved by the approval authority without referral to the Ontario Municipal Board (the "Board"). When OPA 600 was adopted, the "new link" continued to be shown on Schedule "J". OPA 600, including Schedule "J", was approved by the Region of York. Again, the TRCA did not appeal the identification of the new link on Schedule "J" although it was appealed by the National Golf Club of Canada ("NGCC") and Quinto Annibale ("Annibale") on his own behalf.

As you know, the Vaugan has initiated a Municipal Class Environmental Assessment, which assessment is currently underway with the full participation of TRCA.

At a pre-hearing conference held on November 4, 2002, the TRCA sought and obtained party status with respect to the Pine Valley Link appeals filed by NGCC and Annibale.

Through subsequent proceedings, it has become clear that the TRCA is actively opposing the identification of the "new link" on Schedule "J" of OPA 600, despite the fact that the TRAC filed no appeal. The TRCA is sheltering under the appeals already filed by NGCC and Annibale. It has also become clear that the TRCA intends to mount a vigorous case opposite Vaughan, which will result in a more lengthy and costly proceeding to both Vaughan and TRCA than would otherwise be the case. As you know, a six-week hearing is scheduled to commence February 2, 2004.

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BCÉ Place, Suite 1800, Box 754, 181 Bay Street, Toronto, Ontario, Canada M5J 2T9 T: 416.863.1500 F: 416.863.1515

[www.airdberlis.com](http://www.airdberlis.com)

November 4, 2003

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For the above-noted reasons, I asked you to provide me with your authority to oppose Vaughan with respect to this matter. On October 1, 2003, you kindly provided me with the attached letter which purports to provide authority for the position of the TRCA. Upon review of that resolution, we are of the view that the TRCA has not authorized you to oppose Vaughan with respect to the identification of the "new link" on Schedule "J" of OPA 600. Our reasons are as follows:

1. The resolution authorizes the TRCA to "maintain party status" in front of the Board with respect to "...referrals 5 and 6 as they relate to the identification of the Pine Valley Drive Link through the significant natural habitat at the east end of the Boyd Conservation Area;". The resolution goes on to direct staff to continue to work with the "...affected parties to resolve these appeals through the ...Pine Valley Drive Environmental Assessment process;". Staff are further authorized to retain legal services for any necessary representation on these matters. It is clear to me that no authority has been granted to oppose the position of Vaughan with respect to the identification of the "new link" on Schedule "J" of OPA 600. Instead, the resolution authorizes staff to resolve the *Planning Act* appeals through the Environmental Assessment process. That process is underway and the TRCA is a full participant. Despite your efforts and the efforts of others to have these matters consolidated with the environmental assessment process, the Board has ruled that the hearing under the *Planning Act* shall proceed in February, 2004. As such, the *Planning Act* appeals will be heard separately from the Environmental Assessment process. In my submission, you are required to obtain additional instructions with respect to the *Planning Act* matters in order to advance the position taken by the TRCA;
2. The resolution of the TRCA on the Pine Valley Drive Link can be contrasted with the Rizmi appeals, where TRCA staff were directed to continue to "object" to the relevant applications;
3. The report which accompanies the resolution notes that TRCA staff are "working closely with City and other stakeholders to identify the Authority's concerns with the proposed routing." As you know, these concerns can be, and are being, addressed through the environmental assessment process. In my submission, the actions of the TRCA staff go beyond those authorized by the TRCA Board.
4. As noted above, the TRCA did not appeal the identification of the "new link" on Schedule "J" of OPAs 400 or 600. Furthermore, Vaughan has approved planning applications on the basis that the Pine Valley Link (subject to environmental assessment approvals) would be constructed. This was a reasonable position for the City to take in view of the approval in OPA 400 of the "new link".

On the basis of the foregoing, and prior to the commencement of a lengthy hearing (six weeks), we hereby request a clear position by the TRCA with respect to the hearing.



November 4, 2003  
Page 3

I look forward to your prompt response. Kindly advise me when this matter would be considered by the Authority.

Yours very truly,

AIRD & BERLIS LLP

  
Steven A. Zakem

SAZ/mn

cc: Heather Wilson

attach.

::ODMA\PCDOCS\DOCS\154344612



**KAGAN**  
**SHASTRI**  
Barristers & Solicitors

Ira T. Kagan  
Tel: 416-368-2100 Ext.226  
Direct Fax: 416-324-4224  
E-mail: [ikagan@kzfs.com](mailto:ikagan@kzfs.com)  
File # 02360

October 1, 2003

By Fax  
Mr. Steven A. Zakem  
AJRD & BERLIS LLP  
BCE Place, Suite 1800  
Box 754, 181 Bay Street  
Toronto, Ontario  
M5J 2T9

Dear Mr. Zakem:

RE: Appeals filed by The National Golf Club of Canada and others  
OPA No. 600 - City of Vaughan, Pine Valley Drive Link  
OMB Case No.: PL010732, File No.: O010144

As requested, attached please find the TRCA Board Authorization for TRCA party status in respect of the Pine Valley Drive Link matter.

Yours very truly,



Ira T. Kagan  
Encl.

cc. TRCA

F:\BA\TRCA\Vaughan OPA 600\Letters\Kagan October 1, 2003.Doc

p. 1

Received 11/10/03

188 Avenue Road Toronto

**RES.#D93/02 - APPEALS TO THE CITY OF VAUGHAN OFFICIAL PLAN AMENDMENT (OPA) 600**

Participation by TRCA at the Ontario Municipal Board. Several appeals have been made to the City of Vaughan's OPA 600, including appeals regarding policies and schedules related to matters of Authority interest.

Moved by: Ian Sinclair  
Seconded by: Pam McConnell

**THE BOARD RECOMMENDS TO THE AUTHORITY THAT staff be directed to maintain party status in front of the Ontario Municipal Board with respect to referrals 1 and 4 as they relate to policies defining valley lands and buffers, and referrals 5 and 6 as they relate to the identification of the Pine Valley Drive Link through the significant natural habitat at the east end of the Boyd Conservation Area;**

**THAT staff be directed to continue to work with affected parties to resolve these appeals through the Block Planning Process and the Pine Valley Drive Environmental Assessment process;**

**AND FURTHER THAT staff be directed to retain legal services for any necessary representation on these matters.**

**CARRIED**

**BACKGROUND**

Seven appeals to the Ontario Municipal Board (OMB) have been received as a result of the approval of the City of Vaughan's Official Plan Amendment (OPA) 600. Appeals 1, 4, 5, 6 and 7 relate to matters of Authority Interest, specifically as follows:

Appeal 1 (Block 11 Landowners Group) and Appeal 4 (Block 33 West Landowners Group)

The Block 11 and Block 33 West Landowners Groups have appealed portions of OPA 600 related to policies regarding valleyland definition and buffering requirements.

At the request of TRCA staff, the Region of York modified OPA 600, prior to their approval of the same, to include valleyland and buffer policy wording more consistent with the policies of the TRCA. Specifically, requiring that valleylands were to include a buffer, the size and treatment of which would be determined through the Master Environmental Servicing Plan (MESP). Prior to this modification, the wording approved by the City of Vaughan required a 10 metre structural setback adjacent to valley corridors, the modified wording would allow for a greater setback and/or a portion or all of the buffer to be protected outside of the lot fabric if environmental studies deemed it necessary.

Official Plan Amendment 600 requires the completion of MESP's on a Block Plan basis. Blocks 11 and 33 West are currently completing MESP's for their respective planning areas. Through these studies, TRCA and City staff, along with the Block consulting teams will be working to address the valley land and buffer policies (along with numerous other technical requirements). Given that the nature of the appeals is to obtain greater clarity around the application of these policies, it is staff's understanding that resolving these appeals through the Block Plan process is desired by all parties.

Appeal 5 (National Golf Club of Canada) and Appeal 6 (Loopstra Nixon)

The National Golf Club of Canada and Loopstra Nixon have appealed the identification of the Pine Valley link through the unopened road allowance at the east end of the Boyd Conservation Area due to significant impacts to the natural environment. The TRCA has also expressed significant concerns about this road opening through Resolution A33/01:

*"THAT the City of Vaughan be advised that the Toronto and Region Conservation Authority has significant concern with the environmental impacts of opening the Pine Valley link between Clubhouse and Rutherford Roads;*

*THAT the City of Vaughan be requested to thoroughly consider traffic planning solutions that do not require the opening of Pine Valley Drive between Clubhouse and Rutherford Roads;*

*AND FURTHER THAT the City of Vaughan be requested to initiate a full Individual Environmental Assessment (EA) as opposed to a Municipal Class EA for the Pine Valley Drive link due to significant potential environmental impacts, if they choose to pursue this option over another transportation strategy."*

Although apprised of the above noted recommendation made by the TRCA, the City is currently embarking on a Municipal Class EA for the Pine Valley Drive link. Staff are working closely with the City and other stakeholders to identify the Authority's concerns with the proposed routing.

Appeal 7 (Rizmi Holdings Ltd. and Lucia Milani)

Staff has been provided direction by the Authority to maintain party status on Appeal 7 through Resolution #B137/02:

*"THE EXECUTIVE COMMITTEE RECOMMENDS TO THE AUTHORITY THAT staff be directed to continue to object to any Rizmi Holdings or Lucia Milani applications that include intrusions into, or impacts on, the McGill Area ESA;*

*THAT staff be directed to represent the Authority with party status at the Ontario Municipal Board hearing in the matter of Rizmi Holdings Limited and Lucia Milani's objections to OPA 600, and to any subsequent consolidated hearings that may result regarding these lands;*

*AND FURTHER THAT staff be directed to retain legal services for representation on these matters."*

On November 4th, 2002 a prehearing conference was held by the OMB dealing with all of the referrals to OPA 600. At this prehearing conference, TRCA staff, through a solicitor, requested party status on the above noted appeals. A second prehearing conference has been Scheduled for April 11, 2003 to further discuss appeals 1,4,5 and 6, and potentially set a hearing date.

**DETAILS OF WORK TO BE DONE**

In light of the potential implications on matters of Authority Interest with these appeals, staff recommend that the TRCA maintain party status, as requested at the November 4th, 2002 prehearing conference. Staff further proposed to continue to work with the Block 11 and Block 33 West Landowners groups in an effort to resolve their valleyland and buffer policy concerns while appropriately addressing Authority Policy. Additionally, staff will continue to work with the City and other stakeholders as they proceed through the Municipal Class EA for Pine Valley Drive, advising of our significant concerns.

In the event that these matters are dealt with in front of the OMB legal representation is required. Staff are seeking to coordinate our case for the valleyland and buffer policies with the Region of York, sharing resources to the extent possible. Likewise, staff will seek to minimize duplication of effort with respect to evidence of environmental impact of the Pine Valley Link with other parties objecting to the identification of the road in OPA 600.

**For Information contact: Sandra Malcic, extension 5217**

**Date: December 02, 2002**

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## **SECTION I - ITEMS FOR AUTHORITY ACTION**

**RES.#A266/03 - CITY OF VAUGHAN OPA 600 AND PINE VALLEY DRIVE LINK**  
Context Overview for the City of Vaughan OPA 600 Block Planning Process. Status report on Toronto and Region Conservation Authority (TRCA) Pine Valley Drive Link, OPA 600 OMB Appeal process, and the current process for the Pine Valley Drive Link EA. Confirmation of direction for hearing and environmental assessment process.

Moved by: Ila Bossons  
Seconded by: Dave Ryan

**WHEREAS the TRCA does not concur with the findings of the Phase 2 component of the Pine Valley Drive Link Class Environmental Assessment;**

**WHEREAS the TRCA has consistently requested that the City of Vaughan address the issue of the Pine Valley Drive Link through an Individual Environmental Assessment;**

**AND WHEREAS the TRCA is currently a party in the Ontario Municipal Board (OMB) appeal of OPA 600 with respect to the identification of the Pine Valley Drive Link;**

**THEREFORE LET IT BE RESOLVED THAT staff be directed to continue to participate on an information only basis for the remainder of the Pine Valley Link Environmental Assessment Process, and continue to prepare for the OMB hearing on February 2, 2004 on the understanding that TRCA will be requesting that:**

- 1. The Minister of the Environment issue a Part II (Section 16) Order so as to alter the current Municipal Class Environmental Assessment to form a new Individual Environmental Assessment study process as soon as possible; and that**
- 2. The Minister of the Environment also refer (pursuant to Section 7.2(3)) the undertaking to the Environmental Review Board with a request for a joint OMB and Environmental Assessment Hearing, avoiding the duplication of effort and cost of two hearings over the same proposal and ensuring that the proposal can be comprehensively reviewed with the benefit of the appropriate environmental assessment methodology.**

### **AMENDMENT #1**

Moved by: Jim McMaster  
Seconded by: Michael Di Biase

**THAT the fourth paragraph of the main motion be amended to read:**

**THEREFORE LET IT BE RESOLVED THAT staff be directed to continue to participate for the remainder of the Pine Valley Link Environmental Assessment Process, and continue to prepare for the OMB hearing on February 2, 2004 on the understanding that TRCA will be requesting that:**

**AMENDMENT #2**  
**RES.#A267/03**

Moved by: Ila Bossons  
Seconded by: Michael Di Biase

**THAT the following be inserted after the main motion:**

**AND FURTHER THAT the Authority re-affirm direction to staff to attend at the OMB to oppose the Pine Valley Drive Link in OPA 600.**

**AMENDMENT #1 WAS NOT CARRIED**

**AMENDMENT #2 WAS CARRIED**

**THE MAIN MOTION, AS AMENDED, WAS CARRIED**

**BACKGROUND**

At Watershed Management Advisory Board Meeting #3/03, held on July 11, 2003, members requested an overview of OPA 600 as context background to understanding the Pine Valley Drive Link proposal.

At Authority Meeting #2/02, held on March 30, 2001, Resolution #A33/01 was approved as follows:

*THAT the City of Vaughan be advised that the Toronto and Region Conservation Authority has significant concern with the environmental issues of opening the Pine Valley link between Clubhouse and Rutherford Roads.*

*THAT the City of Vaughan be requested to thoroughly consider traffic planning solutions that do not require the opening of Pine Valley Drive between Clubhouse and Rutherford Roads.*

*AND FURTHER THAT the City of Vaughan be requested to initiate a full Individual Environmental Assessment (EA) as opposed to a Municipal Class EA for the Pine Valley Drive link due to significant potential environmental impacts, if they choose to pursue this option over another transportation strategy.*

At Authority Meeting #11/02, held on January 10, 2003, Resolution #A290/02 was approved as follows:

*THAT staff be directed to maintain party status in front of the Ontario Municipal Board with respect to referrals 1 and 4 as they relate to policies defining valley lands and buffers, and referrals 5 and 6 as they relate to the identification of the Pine Valley Drive Link through the significant natural habitat at the east end of the Boyd Conservation Area.*

*THAT staff be directed to continue to work with affected parties to resolve these appeals through the Block Planning Process and the Pine Valley Drive Environmental Assessment process.*

*AND FURTHER THAT staff be directed to retain legal services for any necessary representation on these matters.*

### Context Overview of the City of Vaughan OPA 600

Official Plan Amendment 600 supercedes Official Amendment 400 (approved in 1995), and covers the same northern half of the municipality as envisioned in the 1995 official plan review. Council adopted OPA 600 in September 2000. Refer to OPA 600 figure in Attachment 1.

The urban concept for Vaughan includes 2 key urban centres: Vaughan Centre and Vaughan Corporate Centre; and 3 new community designations: Vellore-Urban Village 1, Patterson-Urban Village 2 and the Woodbridge Expansion Area.

Vaughan Centre straddles Rutherford Road, just south of Canada's Wonderland, and includes a mixture of high and medium density residential uses, retail, office, community, cultural, recreational, civic, entertainment and tourism. At full development the centre will accommodate 3,000 residents.

Vaughan Corporate Centre will be a regional centre, including employment generating uses such as industrial, business, office, institutional, retail and entertainment uses, or a mix thereof. The centre is located at the crossroads of Highway 7 and Highway 400/407 in the south-central sector of the municipality.

The 3 new communities are anticipated to accommodate a population of up to 132,000 persons by 2026. The Urban Village Areas, and the Urban Centres will provide a mix of low, medium and high density housing forms with a general target of an overall gross density of 16-18 units per hectare.

Vellore - Urban Village 1 is a new community located centrally within the municipality, adjacent to the Kortright lands and East Humber River system. The village centre is located at the intersection of Weston Road and Major MacKenzie Drive. Vellore-Urban Village 1 will accommodate a population of approximately 51,000 persons. Rutherford Road is the communities major east/west arterial road and future transit road . The community includes Block Plans 39, 32, 40, 33, and 47.

Patterson-Urban Village 2 is a new community in the eastern sector of the municipality. The district centre will be located at the intersection of Dufferin Street and Rutherford Road. The population projection for this village is approximately 66,000 persons. A series of proposals are included on the Bradford rail line which will provide convenient GO service between Vaughan and downtown Toronto. It was anticipated that this will reduce auto congestion and improve public transit ridership, particularly for residents of Maple and Patterson Village. Large portions of the village are located within lands regulated by the Oak Ridges Moraine Conservation Plan, which was adopted mid stream through the block planning process. These block plans have constituted environmental planning challenges for the City of Vaughan and TRCA related to natural feature protection, buffer requirements and valleyland definition. This

community includes Block Plans 12, 18, 11, 10.

The Woodbridge Expansion Area is a new community located north of existing Woodbridge community and south of Kleinburg/Nashville (nestled between the east and west Humber River corridors). It will provide a less dense residential environment as an alternative to Urban Villages 1 and 2, with an anticipated population of 14,000 persons. It constitutes Block Plan 53.

The City of Vaughan has an existing population of 185,000 based on the 2001 consensus. When the province approved OPA 400, it was expected to ultimately house a population of 120,000 persons in 3 new communities and the Vaughan Centre. Development within OPA 600 has been based on population projections (from York Region) of 254,000 by the year 2011, and ultimately a population of 322,000 by 2026.

The rate of block planning approval requests has been very rapid, with a significant amount of TRCA environmental review work being accomplished in August and September of 2003. Block Plans 17, 32, 39 and 53 were approved by Vaughan in 1997, Block Plans 11, 12, 18, 33 were approved by Vaughan in the fall of 2003. A detailed Block Plan Approval Summary is attached for reference.

The transportation proposals of OPA 600 essentially include requests to the Region of York to improve and widen the following regional roads servicing Vaughan: Bathurst, Dufferin, Keele, Weston and Jane Streets. Improvements to Highway 400 access from Jane Street and at Rutherford Road are also included, with major widening of Rutherford Road to 6 lanes between Jane Street and Highway 400. The OPA 600 requests include an early construction of Highway 427, and studies to determine priority transit improvements for major east-west roads and heavy demand north-south routes, as well as, higher order transit corridor feasibility.

The Pine Valley Drive Link has been identified on transportation schedules within the City of Vaughan Official Plan OPA 400 and OPA 600. The Pine Valley Drive Link is a municipal unopened road allowance, which traverses the eastern lands of the Boyd Conservation Area, extending the existing Pine Valley Drive between Clubhouse Road and Rutherford Road in the City of Vaughan. Prior to "opening" this portion of Pine Valley Drive, the city is required to undertake an environmental assessment. Despite not appealing Official Plan Amendment 400, the TRCA has repeatedly made clear to the City of Vaughan and York Region its objection to the Pine Valley Drive Link through Authority resolutions and correspondence. While Vaughan owns the road allowance, additional lands owned by TRCA will be required to construct the link. The feasibility of the link proposal rests on acquiring land from TRCA. TRCA's letters specifically request the deletion of the proposed link, based on the highly sensitive ecological nature of the forested area, and at least, the execution of an individual environmental assessment process to adequately study the site's value, and alternatives to the undertaking.

The Region of York's Transportation Master Plan also includes plans to upgrade the Pine Valley Drive sector north of Rutherford Road, connecting to Major MacKenzie Drive, following an environmental assessment process. This road allowance forms the eastern boundary of the Kortright Centre for Conservation.

## The Significance of the Pine Valley

The proposed Pine Valley Drive Link extends through the eastern sector of the Boyd Conservation Area and crosses through the Pine Valley Forest Environmentally Sensitive Area (ESA) and the Provincially Significant Life Science - Area of Natural and Scientific Interest (Pine Valley Forest ANSI). The proposed link severs deeply-incised valley features and heavily forested terrain that boasts outstanding ecological and scenic value. The Pine Valley and tributaries are associated with the East Humber River - a massive sector of our regional terrestrial natural heritage system.

Boyd Conservation Area is well known for its family and group picnicking facilities, and group camping, as well as its bird and wildlife observation opportunities. The Kortright Centre and Boyd Conservation Area have, for many years, formed an important natural environment asset on the East Humber that links the forests, meadows and valley areas of Woodbridge to the extensive lands at the McMichael Gallery in Kleinburg. The rich scenic landscapes are primarily managed for ecological purposes by the TRCA, with some plant nursery operations, active restoration sites, passive recreation and educational facilities. The Kortright Centre, located north of Rutherford Road, has been an educational attraction for many years, and TRCA is planning to upgrade this facility in the near future to form The Living City Centre for sustainable living education. This complex of lands will in time only become more important to a growing region such as York. As the years unfold, demand for areas of trail use, picnicking, nature appreciation and education will increase. However, the growing urbanization around the Boyd and Kortright natural features creates concern for the long term health of the natural heritage system and future enjoyment of recreationalists.

Boyd Conservation Area, forming the southern end of this landbase is busy with community and corporate picnic gatherings, and is well used by locals throughout the year, particularly with popular trail and river fishing activities. The forested eastern portion of the Boyd Conservation Area is the most ecologically significant lands in Boyd, including ESA and ANSI areas. These lands also form the forested backdrop and setting for the natural environment experience for the park users and local residents. The existing Pine Valley forest buffers the views and sounds of the adjacent city, and creates a secluded natural experience.

The proposed extension of Pine Valley Drive would effectively sever the ESA in two parts, and threaten the viability of the western portion of the ESA and the sensitive breeding habitat located immediately west of the road allowance. The extent of traffic noise impacts to the valuable natural environment area of Boyd has yet to be determined, but are certainly expected. Possible relocation of some camping or picnicking facilities, and possible trails, may be required if the impacts are a nuisance. Impacts on existing habitat can not be mitigated.

With the loss of forest habitat and fragmentation that will be caused by the proposed road link, the current recreational uses associated with Boyd Conservation Area will intensify the pressure on the remaining forest habitat, causing further species loss, forest degradation and anticipated changes in the quality of recreational experience.

TRCA's primary interest in the natural heritage features and functions of the Pine Valley is the protection of existing core features and their functions in providing the diversity of habitat for native flora and fauna within its jurisdiction. TRCA's research indicates that the Pine Valley forest area is one of the most important southerly tracts of habitat within the jurisdiction, and specifically the Humber River watershed and natural heritage system. This significant wildlife movement corridor connects the natural areas on the Oak Ridges Moraine and the Niagara Escarpment to the Lake Ontario shoreline. The terrestrial habitat block is significant during bird migration, as well, in that it is the first high quality habitat node north of Lake Ontario.

The forested area of the north/east corner of the site provides approximately 5.7 ha of forest interior habitat for a variety of sensitive species of wildlife. This is one of the largest forest interior habitat located this far south in the Humber River watershed. Staff estimate that about 70% of this interior forest will be lost with this development proposal.

The Pine Valley forest is also important for its high quality breeding and supporting habitats for amphibian species of concern. Seven (7) of the 9 amphibian species breeding in Pine Valley are species of concern.

The headwaters stream within the valley supports a cold water fishery in the East Humber.

At least 237 plant species inhabit the Pine Valley Forest and 78 fauna species breed in the various natural areas. Of the flora species, 28 are species of conservation concern and 21 are species of fauna concern. A variety of different vegetation communities, including upland forest, lowland forest, wetlands, riparian and meadow communities contribute to the biodiversity of the site.

TRCA's hydrogeological interest focuses on maintaining the existing recharge and discharge of groundwater which supplies base flow to the Humber River, and other natural features in the area. Further assessment is needed to determine the degree of impact in hydrogeologically sensitive Pine Valley. Our preliminary investigations through the York-Peel-Durham-Toronto (YPDT) Groundwater Management Study, and some field review, indicate that the base of the Pine Valley virtually cuts through the entire glacial till cap covering the underlying aquifer (Thornccliffe Formation). This means that the regional aquifer in this local area is highly susceptible to contamination.

TRCA staff believe that a serious examination of the issue of cumulative impacts through this sector of the City of Vaughan is needed, particularly as it relates to the proposed loss and degradation of a major portion of this forest tract, and impacts to the East Humber natural heritage system. This resource can not be replaced and requires the appropriate level of assessment when determining the preferred long term development scenarios, which considers a ecological and traffic vision for the long term. Alternative traffic scenarios that protect this valuable valley need to be considered more seriously in view of the longer term value of natural areas for the future of the community.

## Status for TRCA's Pine Valley Link, OPA 600 OMB Appeal Process

The area in which the Pine Valley Drive Link is situated is subject to the Greenlands and Environmental Policy Area (EPA) designations and policies of the Region of York Official Plan. TRCA policy also prohibits roadway development of this type as it crosses the valley system through an Environmentally Significant Area. Even City of Vaughan OPA 400 and 600 policies state the importance of protecting ESA's and ANSI's from development. OPA 600 also maps the Pine Valley lands as highly sensitive hydrogeological lands.

On July 2001, the National Golf Club and Mr. Quinto Annibale appealed to the OMB the inclusion of the Pine Valley Drive Link in Schedule "J" to OPA 600 as well as some of the applicable policies related to the city's transportation network. At a prehearing conference in November 2002, the TRCA was granted Party Status to the appeals by the National Golf Club and Mr. Annibale.

The National Golf Club, Mr. Annibale and the TRCA collectively requested that the Ontario Municipal Board defer the hearing until such time as the environmental assessment process has been completed. In response, the City of Vaughan filed a Notice of Motion to dismiss the hearing, with the alternative relief of an early hearing date should their request be denied. On June 4, 2003, the Ontario Municipal Board set aside July 2, 3 and 4, 2003 to hear the legal arguments of this motion. To respond to this motion, all parties, including the TRCA, were required to file motion material. This necessitated the preparation of affidavits (witness statements) by both TRCA's Manager of Development Services and Planning Ecologist. TRCA staff were cross examined by counsel representing the City of Vaughan on June 26, 2003. The motion was being argued by legal counsel for all parties when staff last updated the Authority on July 25, 2003 (Res.#A162/03).

After two days of hearing, the City of Vaughan withdrew its motion to dismiss the appeals, largely because the board had indicated that a hearing was necessary, particularly as it related to matters raised by TRCA. In the decision document on a motion to dismiss the board, the Hearing Officer acknowledged the appellants desire to see the results of a final Phase 2 report (the work was draft at the time of the hearing and all agency comments were not received). It was also clear that if the Phase 2 Municipal Class EA document supported the link, then the appellants intended to ask the Minister for a "bump up" to an individual environmental assessment, and preferably obtain a joint board hearing.

The City of Vaughan argued that "potential substantial delay, were this approach taken, would prejudice the City and its land use planning for development areas in Official Plan Amendment 600 many of which are not only approved but built out and others proceeding apace all, in part, predicated upon the completion of Pine Valley Drive and the widening of Pine Valley Drive between Langstaff Road to the south and Rutherford Road to the north".

The appellants (with TRCA environmental support) have chosen to dispute the planning rationale for the inclusion of the Pine Valley Drive Link in Official Plan Amendment 600.

The board was persuaded by City of Vaughan that substantial delay would occur in waiting for the outcome of a Municipal Class Environmental Assessment. The board decision concluded that "this Board's land use planning process and a party's right to a hearing within a reasonable timeframe would be unfairly delayed by a process that is outside this mandate and its control". The appellants believe Vaughan must go through an EA process anyway. The hearing date was set for February 2, 2004 providing enough time to confirm what the final Phase 2 recommendations would be for Phase 2 of the Municipal Class Environmental Assessment.

On this basis, National Golf Club of Canada, Loopstra Nixon (represented by Quinto Annable) and TRCA (represented by Ira Kagan of Kagan Shastri) are preparing comprehensive witness statements for the February hearing. The environmental evidence will be prepared by TRCA, and the remaining land use planning and transportation evidence will be handled by the National Golf Club expert team.

#### Status of Pine Valley Drive Link Environmental Assessment Process

The City of Vaughan initiated a Municipal Class Environmental Assessment in spring of 2002. At Vaughan's invitation, TRCA staff have participated in the Community Working Group and attended public meetings as well. The City of Vaughan retained the firm of Cansult Limited and Gartner Lee to conduct the consulting assignment. They developed a terms of reference for the assignment, and have now completed the needs analysis and the planning alternatives phases of study. Throughout the process, TRCA has advised the consultants and members of the Community Working Group of our significant concerns for the environmental sensitivity of the study site. At the environmental assessment process outset, a letter from TRCA was filed with the City of Vaughan (and their consultants, and the Ministry of the Environment (MOE)) providing ecological information for the study area, and requesting an Individual Environmental Assessment process.

A draft Phase 2 environmental assessment report was issued in May 2003 and this report included the criteria and alternative proposal evaluations. The conclusions of the consultant is that the preferred solution for dealing with the traffic demand and projected traffic patterns of the area includes the Pine Valley Drive Link in the scenario. An assessment of the alternative traffic scenarios for the Pine Valley study area was developed with the Community Working Group using a diagrammatic criteria format. The Community Working Group had great difficulty agreeing on the final criteria based on the polarized positions among the group members.

Both, TRCA and the Ministry of Natural (MNR) have written letters to the EA consulting team and the MOE regarding the serious concerns which we have for the preferred Pine Valley Drive Link transportation scenario. MNR and TRCA's official comment letter for Phase 2 has been answered by Vaughan's consulting team. In the opinion of Vaughan's consultants, TRCA and MNR concerns did not warrant any changes to the recommendations, and were generally dismissed.

TRCA and MOE organized a meeting with key representatives to discuss our concerns for the EA process and Phase 2 results. MNR and the Region of York, Planning and Works representatives attended (Vaughan declined).

The general discussion of the meeting evolved around these key concerns, as follows:

- Development with impacts of this magnitude, are not permitted through areas of provincial interest (ANSI's) as per the Provincial Policy Statement;
- The process for environmental assessment is incorrect for a project of such major environmental impact. The process should not be a Municipal Class EA but an Individual Environmental Assessment.
- This link represents only a short portion of the full extent of road work planned for Pine Valley Drive. The environmental assessment process should be addressing the broader cumulative environmental impacts of the proposed link (a municipal project) and the section of Pine Valley Drive from Rutherford Road north to Major MacKenzie (a Region of York project).

Representatives from MNR will be subpoenaed to testify at the OMB 600 appeal hearing in February.

TRCA was contacted by the Humber Alliance and other community representatives to discuss their concerns about the link proposal. Staff have kept the Humber Alliance informed about the EA and appeal process.

Staff requested that the Pine Valley EA team come and present the findings of Phase 2 to the Watershed Management Advisory Board on July 11, 2003, in order to obtain a comprehensive understanding of the complex traffic analysis and EA criteria assessment. The City of Vaughan declined the invitation based on the pending OMB hearing. A presentation will be made by TRCA staff outlining the context and Class EA process that was conducted by Vaughan including a brief list of the criteria that was used to select the Pine Valley Drive Link as the preferred scenario.

The EA consulting team has already conducted a portion of the Phase 3 detailed design of the preferred solutions for the Pine Valley crossing, illustrating several variations on a bridge structure through the study area. Alternative engineering scenarios include variations on a high, low and medium vertical bridge design across the valley. At the last presentation of the Phase 3 work, the consultants requested that affected agencies/landowners meet with the team to discuss the preferred bridge design and mitigation scenarios for the bridge. Since staff are firm about our opposition to this scenario, we recommend that TRCA participate on an information only basis over the next phases of the municipal class environmental assessment. TRCA will not be providing comment on the bridge scenarios or any preferences at this time.

TRCA will be proceeding towards the OMB 600 appeal hearing, and are pursuing a Part II order request with the Minister of the Environment, and preferably a joint board hearing to assess the alternatives to the Pine Valley Drive Link proposal.

**OPA 600**  
**BLOCK PLAN APPROVAL STATUS**

**Block 12** Approved September 22, 2003

3,149 residential units

Land Use: mix of low and medium/commercial and neighbourhood commercial  
4 elementary school sites, 5 neighbourhood parks 12 swm ponds, tableland  
woodlots, valley land/open space

**Block 11** Approved August 25, 2003

3,552 residential units

Land Use: mix of low (53%), medium (42%) and high (5%) density  
residential, 3 neighbourhood commercial, institutional, 4 elementary & 1 secondary  
school(s), 5 parks, woodlots, 8 swm ponds, nature reserve (MacMillan property)  
Referral to OMB re: valleyland definition and buffers

**Block 18** Approved September 22, 2003

3,638 residential units

Land Use: mix of low, medium and high density, local and neighbourhood commercial, 4  
elementary schools, 1 secondary school, 5 parks, district centre, swm ponds,  
valley/open space (minor in this Block), table land woodlot (24 ha)

**Block 33** Approved September 8, 2003

1,918 residential units

Land Use: mix of low and medium density, neighbourhood and local commercial, high  
performance employment area (32 ha -other major land use to residential), 3  
neighbourhood parks, 2 elementary schools, 1 secondary school, 4 swm facilities,  
valleyland/ open space. Referral to OMB re: valleyland definition and buffers

**Block 32 West** Approval date unknown

3,099 residential units

**Block 39** Approved October 20, 1997

6,633 residential units

Land Use: mix of single, semi and townhouses

**Block 53** Approved February 10, 1997

4,879 residential units

Land Use: 2 plazas, 5 schools - built out

**Block 17** Approved August 25, 1997

1,827 residential units

Land Use: 2 schools, 1 plaza, 3.2 ha of industrial uses

**Block 40/47** Pending - Has not yet been approved

Preliminary information indicates approximately 884 residential lots.

Land Use: OPA 600 indicates that this area will be planned for "executive housing"- 5 to 7.5 units per hectare – Sensitive Cold Creek ecological areas - aquatic habitat provincially recognized.

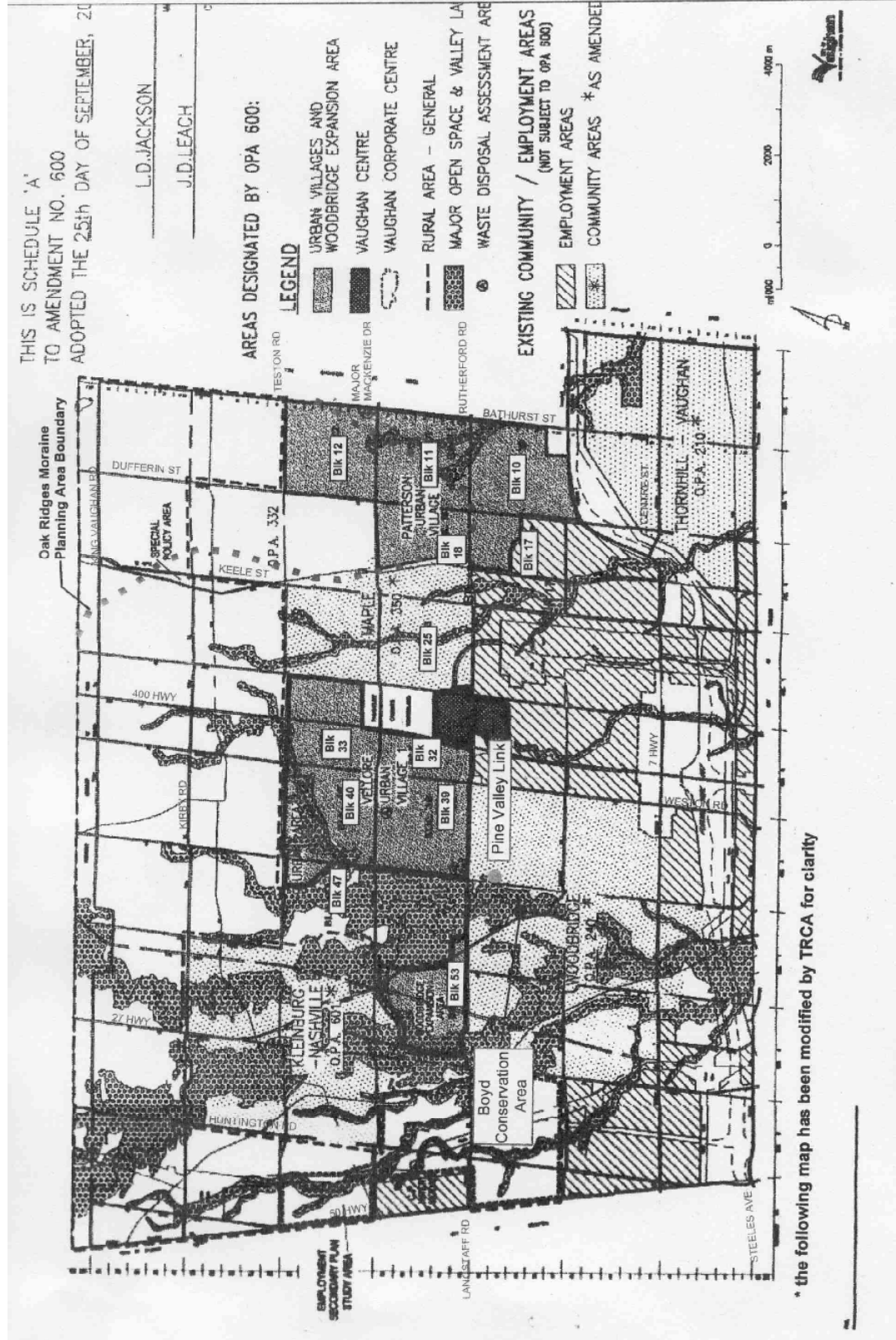
**Report prepared by: Carolyn Woodland, extension 5214**

**For Information contact: Carolyn Woodland, extension 5214**

**Date: December 31, 2003**

**Attachments: 1**

Attachment 1



**RES.#A268/03 - MEETING SCHEDULE 2004-2005**

To provide a schedule of meetings for the forthcoming Authority year, beginning February 1, 2004 and ending February 28, 2005.

Moved by: Anthony Ketchum  
Seconded by: Bill O'Donnell

**THAT the Schedule of Meetings 2004-2005, dated December 18, 2003, be approved;**

**THAT the Executive Committee be designated the powers of the Authority during the month of August, 2004, as defined in Section 2.10 of the Rules of Conduct;**

**AND FURTHER THAT this schedule be distributed at the earliest opportunity to all agencies who appoint members to the Toronto and Region Conservation Authority.**

**RATIONALE**

Since almost all members of the Authority sit on councils, boards or committees which usually meet on days other than Friday, we have arranged this schedule to accommodate all Authority meetings on Friday.

Full Authority meetings have been scheduled for the last Friday of the month, with exceptions in the months of July and December to accommodate holiday's. Executive Committee meetings have been scheduled for the first Friday of the month, with the exceptions of July, September and January to accommodate holiday's. An Authority meeting is not scheduled in the month of August due to the holiday season, but to accommodate the large number of permit requests at this time, an Executive Committee meeting is scheduled. This meeting will be to primarily handle permits, but should an item requiring Authority approval need to be dealt with at this time, this is allowed for under Section 2.10 of the Authority's Rules of Conduct, should the Authority designate these powers:

- 2.10** to exercise such additional powers, excluding those powers set out in Clause (d) of Subsection (1) of Section 30 of the Act, as may be assigned to it by the Authority during the months of July and August provided that a report be given to the Authority at the first meeting of the Authority thereafter;

Staff are recommending powers be so designated to the Executive Committee for August, 2004, with the required report being brought to the Authority at its meeting to be held on September 24, 2004.

At Authority Annual Meeting #1/02, held on January 25, 2002, Resolution #A6/02 was approved in part as follows:

*THAT the dates of future Annual Meetings be changed to accommodate the budget meeting schedule for our member municipalities, such that the Annual Meeting held following a municipal election be in January while the Annual Meetings in the interim two years between elections be moved to February;*

In accordance with Resolution #A6/02, the 2005 Annual Meeting is to be held on Friday, February 25, 2005.

Due to the growing attendance at meetings, staff are recommending that all meetings be held at Black Creek Pioneer Village (BCPV), except for the December meetings which will be held in the Humber Room, Head Office, to accommodate the busy school booking season at BCPV. The Authority and Executive Committee meetings will be held at 10:00 a.m., whereas Business Excellence Advisory Board (BEAB), Watershed Management Advisory Board (WMAB) and Sustainable Communities Board (SCB) meetings will be held at 9:00 a.m., 10:30 a.m. and 11:30 a.m. respectively. SCB meetings have been scheduled on the same day as most Executive Committee meetings and BEAB have been scheduled on the same day as most WMAB meetings to streamline the meeting schedule.

**Report prepared by: Kathy Stranks, extension 5264**  
**For Information contact: Kathy Stranks, extension 5264**  
**Andrea Fennell, extension 6281**

**Date: December 18, 2003**

**Attachments: 1**

**Attachment 1**

**THE TORONTO AND REGION CONSERVATION AUTHORITY  
MEETING SCHEDULE 2004-2005**

<b>FEBRUARY 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Feb. 6	10:00 a.m.	Executive #1/04
Feb. 6	11:00 a.m.	SCB #1/04
Feb. 13	10:30 a.m.	WMAB #1/04
Feb. 27	10:00 a.m.	Authority #2/04

<b>MARCH 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Mar. 5	9:00 a.m.	BEAB #1/04
Mar. 5	10:00 a.m.	Executive #2/04
Mar. 26	10:00 a.m.	Authority #3/04

<b>APRIL 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Apr. 2	10:00 a.m.	Executive #3/04
Apr. 2	11:00 a.m.	SCB #2/04
Apr. 16	9:00 a.m.	BEAB #2/04
Apr. 16	10:30 a.m.	WMAB #2/04
Apr. 30	10:00 a.m.	Authority #4/04

<b>MAY 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
May 7	10:00 a.m.	Executive #4/04
May 28	10:00 a.m.	Authority #5/04

<b>JUNE 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
June 4	10:00 a.m.	Executive #5/04
June 4	11:00 a.m.	SCB #3/04
June 11	9:00 a.m.	BEAB #3/04
June 11	10:30 a.m.	WMAB #3/04
June 25	10:00 a.m.	Authority #6/04

<b>JULY 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Jul. 9	10:00 a.m.	Executive #6/04
Jul. 9	11:00 a.m.	SCB #4/04
Jul. 16	10:30 a.m.	WMAB #4/04
Jul. 23	10:00 a.m.	Authority #7/04

<b>AUGUST 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Aug. 6	10:00 a.m.	Executive #7/04

<b>SEPTEMBER 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Sept. 10	10:00 a.m.	Executive #8/04
Sept. 17	9:00 a.m.	BEAB #4/04
Sept. 17	10:30 a.m.	WMAB #5/04
Sept. 24	10:00 a.m.	Authority #8/04

<b>OCTOBER 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Oct. 1	10:00 a.m.	Executive #9/04
Oct. 1	11:00 a.m.	SCB #4/04
Oct. 15	9:00 a.m.	BEAB #5/04
Oct. 15	10:30 a.m.	WMAB #6/04
Oct. 29	10:00 a.m.	Authority #9/04

<b>NOVEMBER 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Nov. 5	9:00 a.m.	BEAB #6/04
Nov. 5	10:00 a.m.	Executive #10/04
Nov. 26	10:00 a.m.	Authority #10/04

<b>DECEMBER 2004</b>	<b>TIME</b>	<b>DESCRIPTION</b>
Dec. 3	10:00 a.m. - Humber Room	Executive #11/04
Dec. 3	11:00 a.m. - Humber Room	SCB #5/04
Dec. 10	10:00 a.m. - Humber Room	WMAB #7/04

JANUARY 2005	TIME	DESCRIPTION
Jan. 7	10:00 a.m.	Authority #11/04
Jan. 14	9:00 a.m.	BEAB #7/04
Jan. 14	10:00 a.m.	Executive #12/04
Jan. 28	10:00 a.m.	Authority #12/04

FEBRUARY 2005	TIME	DESCRIPTION
Feb. 4	10:00 a.m.	Executive #13/04
Feb. 4	11:00 a.m.	SCB #6/04
Feb. 11	10:30 a.m.	WMAB #8/04
Feb. 25	10:30 a.m.	ANNUAL Authority #1/05

**Legend:** Full Authority (Authority)  
Executive Committee (Executive)  
Business Excellence Advisory Board (BEAB)  
Watershed Management and Business Development Advisory Board (WMAB)  
Sustainable Communities Board (SCB)

- All meetings will be held in the South Theatre, Visitor’s Centre, Black Creek Pioneer Village, 1000 Murray Ross Parkway, Downsview, Ontario, unless otherwise noted on the agenda.
- Full Authority and Executive meetings will be held at 10:00 a.m., unless otherwise noted on the agenda.
- BEAB, WMAB, and SCB meetings will be held at 9:00, 10:30 & 11:30 a.m., respectively, unless otherwise noted on the agenda.

For further information, please contact Kathy Stranks at 416-661-6600, extension 5264, or Andrea Fennell at 416-667-6281.

**RES.#A269/03 - RULES OF CONDUCT**

Amendment. Amend the Rules of Conduct with respect to the references to names of the Boards reporting to the Authority and the governance of Advisory Boards.

Moved by: Anthony Ketchum  
Seconded by: Bill O'Donnell

**THAT a definition of an advisory board be added to Section I of the Rules of Conduct of the Authority;**

**THAT Sections III and V of the Rules of Conduct of the Authority be amended such that all references to the "Finance and Business Development Advisory Board" and the "Public Use Advisory Board" be changed to the "Business Excellence Advisory Board" and the "Sustainable Communities Board", respectively;**

**AND FURTHER THAT matters for consideration of the above-noted advisory boards be amended in Section V of the Rules of Conduct of the Authority, to be in keeping with the approved Terms of Reference for the Advisory Boards, dated September 26, 2003.**

**BACKGROUND**

At Authority Meeting #4/03, held on May 16, 2003, Resolution #A103/03 was approved in part as follows:

*AND FURTHER THAT effective for the Advisory Board meetings commencing in September, 2003 that the "Finance and Business Development Advisory Board" be renamed the "Business Excellence Advisory Board" and the "Public Use Advisory Board" be renamed the "Sustainable Communities Advisory Board" and that the scope and nature of staff reports to the respective boards be adjusted accordingly.*

It was determined by staff that the name "Sustainable Communities Advisory Board" was not appropriate and as such was amended to be the "Sustainable Communities Board".

At Authority Meeting #7/03, held on September 26, 2003, Resolution #A178/03 was approved in part as follows:

*AND FURTHER THAT the amended Terms of Reference for the Business Excellence Advisory Board, the Sustainable Communities Board and the Watershed Management Advisory Board outlined in the staff report be approved.*

The Rules of Conduct for the Authority were adopted on June 12, 1986, with the most recent amendments made at Authority Meeting #3/02, held on March 22, 2002. Any changes in Authority governance requires an update to the Rules of Conduct be adopted by the Authority.

Resolution #A103/03 and A178/03 cause changes to be made to Section III and V of the Rules of Conduct, with respect to Board names and delegated responsibilities. As a result of the elimination of the word "Advisory" from the Sustainable Communities Board, a definition for an advisory board to include this board needs to be established in Section I of the Rules of Conduct for the Authority.

The required changes to Sections III and V of the current Rules of Conduct of the Authority occur in subsections 13, 16, 27 and 29 and are outlined in Attachment 1. The additional definition is included below in Section I, subsection 1.4.

**Report prepared by: Kathy Stranks, extension 5264**

**Date: December 15, 2003**

**Attachments: 1**

## **Attachment 1**

### **RULES FOR THE CONDUCT OF THE AUTHORITY 2002**

As adopted by Resolution #34 of Meeting #2/86 of the Authority, held on the 21st day of March, 1986; as amended by Resolution #75 and #76 of Meeting #4/86 of the Authority, held on the 13th day of June, 1986; as amended by Resolution #130 of Meeting #5/87 of the Authority, held on the 24th day of July, 1987; as amended by Resolution #200 of Meeting #6/91, held on the 6th day of September, 1991; as amended by Resolution #282 of Meeting #9/91 of the Authority, held on January 10, 1992; as amended by Resolution #64 of Meeting #2/92 of the Authority, held on March 27, 1992; as amended by Resolution #335 of Meeting #13/95 of the Authority, held on February 23, 1996; as amended by Resolution #A286 of Meeting #12/96 of the Authority, held on January 24, 1997; as amended by Resolution #A23 of Meeting #1/99 of the Authority, held on January 29, 1999; as amended by Res.#A6/02 of Meeting #1/02 of the Authority, held on January 25, 2002, and as further amended by Res.#A61/02 of Meeting #3/02 of the Authority, held on March 22, 2002.

#### **SECTION I - DEFINITIONS**

1. In these Rules:
  - 1.1 "Authority" means The Toronto and Region Conservation Authority;
  - 1.2 "Act" means the Conservation Authorities Act, R.S.O. 1990, Chapter 27, as amended.
  - 1.3 "Roll call vote" means a recorded vote.
  - 1.4 "Advisory Board" means any or all of the following:
    - (a) Business Excellence Advisory Board
    - (b) Sustainable Communities Board
    - (c) Watershed Management Advisory Board

#### **SECTION III - ELECTIONS AND APPOINTMENTS**

13. Notwithstanding paragraph 11 of these Rules, the order of the election of the Chairs and Vice Chairs of the Advisory Boards shall be:
  - 13.1 the Chair of the Business Excellence Advisory Board;
  - 13.2 the Chair of the Watershed Management Advisory Board; and
  - 13.3 the Chair of the Sustainable Communities Board;
  - 13.4 the Vice-Chairs of the Advisory Boards shall follow the same order.

## **SECTION V - ADVISORY BOARDS AND SPECIAL COMMITTEES**

16. There shall be three (3) Advisory Boards as follows:
  - 16.1 Business Excellence;
  - 16.2 Watershed Management; and
  - 16.3 Sustainable Communities.
27. The Business Excellence Advisory Board shall consider and make recommendations to the Executive Committee and the Authority on all matters relating to internal organizational development and corporate policies relating to essential services, land management of TRCA lands and facilities and administrative management for the TRCA.
29. The Sustainable Communities Board shall consider and make recommendations to the Authority on all matters relating to community outreach and leadership development towards the sustainable communities objective of The Living City.

**RES.#A270/03 -**

**NORTH LESLIE ONTARIO MUNICIPAL BOARD HEARING**

Town of Richmond Hill. The ongoing Ontario Municipal Board Hearing with respect to the North Leslie Secondary Plan area in the Town of Richmond Hill.

Moved by: Anthony Ketchum  
Seconded by: Bill O'Donnell

**THAT our solicitor request the Ontario Municipal Board to adjourn the ongoing proceedings involving the North Leslie lands in the Town of Richmond Hill pending final consideration by the Provincial Legislative Assembly of the proposed Greenbelt Protection Act (Bill 27);**

**AND FURTHER THAT the Toronto and Region Conservation Authority (TRCA) counsel be instructed to request the Minister of Municipal Affairs to instruct their counsel to appear at the ongoing Ontario Municipal Board proceedings and to support the request for adjournment of said proceedings.**

**BACKGROUND**

TRCA staff and counsel continue to represent the TRCA's interest by presenting arguments for the protection of natural features and their functions as part of the ongoing Ontario Municipal Board (OMB) proceedings for the North Leslie lands within the Town of Richmond Hill. Most recently, TRCA counsel has been participating in motions relating to the recusal of Ontario Municipal Board member, Bruce Krushelniki, and participating in other procedural matters. On January 7th, 2004, the OMB delivered a decision not to recuse the current panel on grounds put forward by the landowners, however, in a supplementary statement, voluntarily removed themselves from the North Leslie hearing. Essentially, a new panel will be involved with the hearing on environmental, engineering and planning issues and other main arguments relating to the North Leslie Secondary Plan area. The new OMB panel presented itself on January 8th, 2004 at the Town of Richmond Hill. It is anticipated that the new panel will continue to deal with procedural matters (ie. order of evidence, dates of sitting, etc.) but will soon turn their attention to a motion put forward by Save the Rouge Valley System for an adjournment to a restart of the hearing.

On December 16th, 2003 the province introduced legislation which among other matters, once passed, will stay the North Leslie Ontario Municipal Board hearing for a period of 1 year. A full report on the effect of this legislation will be provided to the Authority in the coming weeks. However, specifically relating to a large portion of the North Leslie lands, Section 6 of the Bill states that all applications, hearings and appeals before the Ontario Municipal Board to permit urban uses in respect to lands outside an urban settlement area shall be deemed to have been stayed on December 16th, 2003. The remainder of the North Leslie lands could be stayed by a letter from the Minister of Municipal Affairs. Given this, it is the staff position that continuing to make arguments at the Ontario Municipal Board at considerable expense to the TRCA while this legislation is imminent is not beneficial. Proceeding with the hearing when the province is considering the establishment of a greenbelt plan is not productive. Therefore, for this reason and other planning rationale to be laid out by counsel, we would request the Ontario Municipal Board to adjourn the start of the hearing to a point after the provincial legislation comes into effect in its final form. It is anticipated that the legislation will be finalized in March 2004.

It is expected that the Town of Richmond Hill and the Region of York will be presenting similar reports to their respective councils with their rationale for adjournment. TRCA staff will continue to work closely with the Town of Richmond Hill and the Region of York and will update the Authority as events unfold within the North Leslie Secondary Plan area.

**Report prepared by: Russel White, extension 5306**

**Date: January 8, 2004**

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**RES.#A271/03 - ONTARIO MUNICIPAL BOARD HEARING COSTS FOR NORTH LESLIE SECONDARY PLAN AREA WITHIN THE ROUGE RIVER WATERSHED, TOWN OF RICHMOND HILL**

Status update on the ongoing Ontario Municipal Board Hearing, Town of Richmond Hill and identification of the costs related to the ongoing participation in a three party agreement between the Region of York, the Town of Richmond Hill and the Toronto and Region Conservation Authority (TRCA) to share costs for environmental consultants required to provide evidence at the upcoming Ontario Municipal Board Hearing.  
*(Executive Res.#B174/03)*

Moved by: Linda Pabst  
Seconded by: Michael Di Biase

**THAT staff be directed to continue to retain legal and consultant services for the length of the Ontario Municipal Board proceedings or until matters before the Ontario Municipal Board are resolved;**

**AND FURTHER THAT the Region of York and the Town of Richmond Hill be requested to share the cost of the legal expenses related to the environmental component of this action in the same manner as the consultants are being shared.**

**CARRIED**

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**RES.#A272/03 - NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT, 2001-2005**

Humber River Watershed, Aslo-three B.V., CFN 34238. Purchase of property located on the west side of the 8th Concession Road, south of 15th Sideroad, Township of King, Regional Municipality of York  
*(Executive Res.#B175/03)*

Moved by: Linda Pabst  
Seconded by: Michael Di Biase

**THAT 170 acres, more or less of vacant land be purchased from Aslo-three B.V., said land being part of Lots 7, 8, 9 and 10 Concession 8, Township of King, Regional Municipality of York, situate on the west side of the 8th Concession Road, south of 15th Sideroad;**

**That the purchase price be \$2,720,000.00 or \$16,000 per acre based on the acreage of the property as certified by an Ontario Land Surveyor;**

**THAT the purchase be subject to the Toronto and Region Conservation Authority (TRCA) obtaining the necessary funding;**

**THAT the TRCA grant a conservation easement to the Oak Ridges Moraine Land Trust;**

**THAT the 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.#A273/03 -**

**NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT 2001-2005**

Flood Plain and Conservation Component / Humber River Watershed Fandor Homes (Bloomington Forest) Inc., CFN 34866. Purchase of property located on the north side of Snively Street, west of Bayview Avenue, 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.#B176/03*)

Moved by: Linda Pabst  
Seconded by: Michael Di Biase

**THAT 0.44 hectares (1.09 acres), more or less, of vacant land be purchased from Fandor Homes (Bloomington Forest) Inc., being Part of Lot 9 and 10, Registered Plan 200 and designated as Blocks 27, 28, and 29 on a draft Plan of Subdivision prepared by J. D. Barnes Ltd. Surveyors under their Reference No. 02-21-989-00-A, Town of Richmond Hill, Regional Municipality of York, located on the north side of Snively Street, west of Bayview Avenue;**

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

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

**THAT Gardiner Roberts LLP, 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.#A274/03 - NATURAL HERITAGE LANDS PROTECTION AND ACQUISITION PROJECT 2001-2005**

Flood Plain and Conservation Component, Humber River Watershed  
Mary and Bruno Nicolini, CFN 34867. Acquisition of a conservation easement, located on the west side of Pine Valley Drive, north of Highway No. 7 (7890 Pine Valley Drive), City of Vaughan, Regional Municipality of York, Humber River Watershed.  
*(Executive Res.#B177/03)*

Moved by: Linda Pabst  
Seconded by: Michael Di Biase

**THAT a conservation easement for the protection of the environmental features and functions containing 0.171 hectares (0.422 acres), more or less, consisting of an irregular shaped parcel of land, be purchased from Mary and Bruno Nicolini, said land being Part of Lot 6, Concession 7 and designated as Part 2 on Reference Plan 65R-26421, City of Vaughan, Regional Municipality of York, on the west side of Pine Valley Drive, north of Highway No. 7 (7890 Pine Valley Drive);**

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

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

**THAT Gardiner Roberts LLP, 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**

**RES.#A275/03** -

**YORK CATHOLIC DISTRICT SCHOOL BOARD**

Request for release of any and all interest of The Toronto and Region Conservation Authority (TRCA) in a small parcel of land located on the east side of Islington Avenue, north of Rutherford Road, City of Vaughan, Regional Municipality of York, Humber River Watershed, CFN 22925. The TRCA is in receipt of a request from the York Catholic District School Board, the owner of the property located on the east side of Islington Avenue, north of Rutherford Road, in the City of Vaughan, Regional Municipality of York, for the TRCA to release any and all interest in a small parcel of land to allow its sale to the Regional Municipality of York for the widening of Islington Avenue.

*(Executive Res.#B178/03)*

Moved by: Linda Pabst  
Seconded by: Michael Di Biase

**WHEREAS The Toronto and Region Conservation Authority is in receipt of a request from the York Catholic District School Board to release any and all interest in land located on the east side of Islington Avenue, north of Rutherford Road, in the City of Vaughan, Regional Municipality of York;**

**WHEREAS it is the opinion of TRCA that 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 York Catholic District School Board in this instance;**

**THEREFORE LET IT BE RESOLVED THAT TRCA release any and all interest in a small parcel of land containing 0.22 hectares (0.54 acres), more or less, to the York Catholic District School Board, said land being Part of Lot 16, Concession 7, further being described as Part 1 on Reference Plan 65R-25716, City of Vaughan, Regional Municipality of York;**

**THAT consideration is to be the nominal sum of \$2.00, with the York Catholic District School Board being responsible for all legal and other costs involving the release of the interest in land;**

**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.#A276/03** -

**CONTRACT FOR DAM SAFETY STUDIES AT CLAIREVILLE, G. ROSS LORD, MILNE, AND STOUFFVILLE DAMS**

To retain a consultant to complete a Dam Safety Study at Claireville, G. Ross Lord, Milne and Stouffville dams.

*(Executive Res.#B179/03)*

Moved by: Suzan Hall  
Seconded by: Bill O'Donnell

**THAT the consulting firm Mobec Engineering be retained to complete Dam Safety studies at Claireville, G. Ross Lord, Milne and Stouffville dams at an upset cost of \$152,840 plus applicable taxes.**

**AMENDMENT**  
**RES.#A277/03**

Moved by: Suzan Hall  
Seconded by: Bill O'Donnell

**THAT the following be inserted after the main motion:**

**AND FURTHER THAT staff be requested as a follow-up to this report to provide recommendations on subsequent work and costs with respect to recommendations of preventative and emergency measures that could be implemented to mitigate the impact if a dam break occurs.**

**THE AMENDMENT WAS CARRIED**

**THE MAIN MOTION, AS AMENDED, WAS CARRIED**

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**RES.#A278/03 - CORRESPONDENCE**  
Oakdale Golf and Country Club  
(*Watershed Mgt. Res.#D74/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT above-noted correspondence (a) - (d) be received;**

**THAT staff be directed to continue to meet with Oakdale Golf and Country Club staff and interested stakeholders to review the outcomes of the groundwater test drilling in Downsview Dells to determine the potential options for withdrawal of groundwater, and report back to the Authority as required;**

**THAT Oakdale Golf and Country Club be encouraged to continue to work on developing an integrated watershed management plan, including the possibility of utilizing grey water;**

**AND FURTHER THAT staff report back on the possible number of golf courses within Toronto and Region Conservation Authority jurisdiction which will be exploring the use of groundwater to meet their future water needs.**

**CARRIED**

**RES.#A279/03** -

**CORRESPONDENCE**

Ajax Waterfront Trail: Proposal for Completion to the Ajax - Whitby Boarder  
(*Watershed Mgt. Res.#D74/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT above-noted correspondence (e) be received;**

**AND FURTHER THAT staff be directed to report on the types of assistance that the Toronto and Region Conservation Authority can provide to the Town of Ajax on this important initiative, including assessment of the priority of waterfront development initiatives in the Region of Durham, relative to the availability of funding from the region and other potential sources for waterfront projects.**

**CARRIED**

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**RES.#A280/03** -

**ETOBICOKE-MIMICO CREEK WATERSHEDS HABITAT IMPLEMENTATION PLAN**

Endorsement of the Etobicoke-Mimico Creek Watersheds Habitat Implementation Plan.  
(*Watershed Mgt. Res.#D76/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the Etobicoke-Mimico Creek Watersheds Habitat Implementation Plan be endorsed;**

**THAT Toronto and Region Conservation Authority (TRCA) staff be directed to seek partnerships with the Etobicoke and Mimico Creeks watershed regional and local municipalities, local residents, and interested groups for the implementation of habitat restoration prescriptions for selected sites over the next five years;**

**AND FURTHER THAT TRCA staff utilize the Etobicoke-Mimico Creek Watersheds Habitat Implementation Plan as a foundation for strategic restoration activities within the Etobicoke and Mimico Creek watersheds.**

**CARRIED**

**RES.#A281/03 - FISHERIES MANAGEMENT PLAN FOR DUFFINS CREEK AND CARRUTHERS CREEK**

Completion and implementation of the Fisheries Management Plan for Duffins Creek and Carruthers Creek.  
(*Watershed Mgt. Res.#D77/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the Fisheries Management Plan for Duffins Creek and Carruthers Creek, dated 2003, be approved;**

**THAT staff be directed to implement the Fisheries Management Plan when reviewing documents including official plans, subwatershed studies, stormwater management plans and permit applications dealing with alterations to watercourses;**

**THAT staff present the Fisheries Management Plan, in cooperation with the Ontario Ministry of Natural Resources (OMNR) and Fisheries and Oceans Canada (FOC), to the watershed municipalities to seek their endorsement;**

**THAT staff provide a report to the Business Excellence Advisory Board on the protocol for implementing proposed changes to angling on TRCA properties upstream of Highway 7;**

**THAT staff be directed to send a letter to FOC and OMNR requesting that they implement the recommended changes to angling regulations for the Duffins Creek and Carruthers Creek watersheds;**

**AND FURTHER THAT staff coordinate fisheries management activities between municipalities and other partners in cooperation with OMNR and FOC to address the management actions as outlined, based on the priorities established in the Fisheries Management Plan.**

**CARRIED**

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**RES.#A282/03 - GTA FLOOD PROGRAM STANDARDS**

2003 Progress and 2004 Work Plan. To report on the status of the existing Toronto and Region Conservation Authority (TRCA) Flood Warning Program in terms of the GTA Flood Standards, and to define components where actions are required.  
(*Watershed Mgt. Res.#D78/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the 2004 Work Plan based on GTA Flood Standards be approved;**

**THAT staff be directed to base Flood Warning and Forecasting budgets and future work plans on fulfilling compliance with the GTA Flood Standards;**

**AND FURTHER THAT staff report annually on compliance progress to the Watershed Management Advisory Board.**

**CARRIED**

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**RES.#A283/03 - COMPREHENSIVE STORMWATER MANAGEMENT PLAN FOR YORK UNIVERSITY**

Terms of Reference. To report on York University's Stormwater Management Plan.  
(*Watershed Mgt. Res.#D80/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the York University Development Corporation be thanked for developing the terms of reference for a Comprehensive Stormwater Management Plan for York University;**

**THAT the York University Development Corporation be requested to advise Toronto and Region Conservation Authority's (TRCA) Chief Administrative Officer and the Watershed Management Advisory Board as to the timing and progress of the study and its implementation;**

**THAT all new development applications at the York University Keele Campus be consistent with the Comprehensive Stormwater Management Plan for York University, when approved;**

**AND FURTHER THAT the City of Toronto, the Humber Watershed Alliance and the Black Creek Project be so advised.**

**CARRIED**

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**RES.#A284/03 - BLUFFERS PARK MARINA MASTER PLAN AND LEASE AMENDMENT - FLOAT HOMES**

City of Toronto Waterfront. To amend the Bluffers Park Marina Limited (BPML) Master Plan and lease to accommodate float homes in accordance with the City of Toronto Council's approved settlement with BPML.  
(*Watershed Mgt. Res.#D81/03 & Res.#D82/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the Bluffers Park Marina Limited (BPML) Master Plan be amended and approved to incorporate the revised dock configuration for 25 float homes in accordance with the BPML settlement and the specific terms and conditions as approved by City of Toronto Council at its July 30, 31 and August 1, 2002 meeting, and the letter of direction from the City of Toronto of January 22, 2003;**

**THAT staff be authorized and directed to execute the necessary documents to give effect thereto, including amendments to the lease between the City of Toronto, Bluffers Park Marina Limited and the Toronto and Region Conservation Authority to reflect the approved settlement and the revised Bluffers Park Marina Master Plan for the dock configuration to accommodate a maximum of 25 float homes;**

**THAT staff be directed to process the Bluffers Park Marina Limited's permit application under Ont. Reg. 158 for the new dock configuration;**

**AND FURTHER THAT the City of Toronto and Bluffers Park Marina Limited be so advised.  
CARRIED**

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**RES.#A285/03 - INTERNATIONAL JOINT COMMISSION (IJC) - THE INTERNATIONAL LAKE ONTARIO - ST. LAWRENCE RIVER STUDY**

To report on the International Joint Commission's International Lake Ontario - St. Lawrence River Study.  
(*Watershed Mgt. Res.#D83/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the continued participation of Larry Field, Waterfront Specialist, on the Public Interest Advisory Group (PIAG) for the remaining two years of the Study (2004, 2005) be approved;**

**THAT TRCA staff report back to the Watershed Management Advisory Board as the International Joint Commission's International Lake Ontario - St. Lawrence River Study recommendations are released for public and agency comment;**

**AND FURTHER THAT the Canadian Co-Director of the Study Board, be so advised.  
CARRIED**

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**RES.#A286/03 - GRASS CARP FOUND IN THE LOWER DON RIVER**

Potentially harmful invasive species.  
(*Watershed Mgt. Res.#D84/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT staff continue to work directly with the Ontario Ministry of Natural Resources (OMNR) and Fisheries and Oceans Canada (FOC) on a surveillance program for the grass carp;**

**AND FURTHER THAT staff report back with status of these efforts.**

**CARRIED**

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**RES.#A287/03 - 2003 HUMBER WATERSHED PROGRESS REPORT - FINAL**

Final copy of the 2003 Humber Watershed Progress Report.  
(*Watershed Mgt. Res.#D85/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the 2003 Humber Watershed Progress Report be circulated to federal and provincial governments, Humber watershed municipalities, Environmental Commissioner of Ontario, Members of Parliament, Members of Provincial Parliament, Councillors, community groups, schools, libraries and the public throughout the Humber watershed;**

**THAT staff continue to work with the members of the Humber Watershed Alliance to implement the actions recommended in the 2003 Humber Watershed Progress Report that will help protect, restore and celebrate the Humber watershed;**

**AND FURTHER THAT a letter of thanks from the Chief Administrative Officer of the Toronto and Region Conservation Authority (TRCA) be sent to the Chair of the Humber Watershed Alliance.**

**CARRIED**

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**RES.#A288/03 - ETOBICOKE-MIMICO WATERSHEDS COALITION**

Changes to Membership. Approval of changes to the membership of the Etobicoke-Mimico Watersheds Coalition.  
(*Watershed Mgt. Res.#D86/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the resignation of Stephen Cliffe, resident of the City of Mississauga, be received;**

**THAT the resignation of Karen English, resident of the City of Toronto, be received;**

**THAT the resignation of Susan McClure, resident of the City of Toronto, be received;**

**THAT the resignation of Jennifer Turgeon, representing EcoSource Mississauga, be received;**

**THAT the retiring members be thanked for their work on the Etobicoke-Mimico Watersheds Coalition;**

**THAT Bruce Dobbin, representing the Credit River Anglers Association, be appointed to replace John Kendell;**

**THAT Glenn Miller, representing the Peel Federation of Agriculture, be appointed to replace Nick deBoer;**

**THAT Mathew Rossi, a resident of the City of Mississauga, be appointed to the Etobicoke-Mimico Watersheds Coalition;**

**THAT Sean Harvey, representing the City of Toronto, be appointed to the Etobicoke-Mimico Watersheds Coalition;**

**THAT Roger Taylor, representing the Caledon Countryside Alliance, be appointed to the Etobicoke-Mimico Watersheds Coalition;**

**AND FURTHER THAT Irene Jones, a resident of the City of Toronto be appointed to the Etobicoke-Mimico Watersheds Coalition.**

**CARRIED**

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**RES.#A289/03 - HUMBER WATERSHED ALLIANCE**

Terms of Reference for the Humber Watershed Alliance: 2004 - 2006.  
Approval of the Terms of Reference for the Humber Watershed Alliance:  
2004 - 2006.  
(*Watershed Mgt. Res.#D87/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the Terms of Reference for the Humber Watershed Alliance, dated December, 2003, as attached, be approved;**

**THAT the local and regional municipalities in the Humber watershed be requested to appoint one municipal council member to the Humber Watershed Alliance;**

**THAT the City of Toronto Community Councils in the Humber watershed (Toronto North, Toronto South and Toronto West) be requested to appoint representatives to the Humber Watershed Alliance;**

**THAT the municipalities be requested to appoint staff liaisons from appropriate departments to assist with technical components of the work, including planning and policy development;**

**THAT applications for prospective members be requested from the Humber watershed residents by March 1, 2004;**

**THAT other agencies and groups, as identified in the Terms of Reference, be requested to appoint members and alternates by March 1, 2004;**

**THAT a report be submitted to the Authority identifying the proposed membership, including the Toronto and Region Conservation Authority (TRCA) member, for formal approval;**

**AND FURTHER THAT all the members of the second Humber Watershed Alliance be thanked for their substantial contributions over the past three years.**

**CARRIED**

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**RES.#A290/03 -**

**DON WATERSHED REGENERATION COUNCIL**

Terms of Reference for the Don Watershed Regeneration Council: 2004 - 2006. Approval of the Terms of Reference for the Don Watershed Regeneration Council: 2004 - 2006.  
(*Watershed Mgt. Res.#D88/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the Terms of Reference for the Don Watershed Regeneration Council, dated December, 2003, as attached, be approved;**

**THAT the local and regional municipalities in the Don watershed be requested to appoint one municipal council member to the Don Watershed Regeneration Council;**

**THAT the City of Toronto Community Councils in the Don watershed (Toronto North, Toronto South and Toronto East) be requested to appoint representatives to the Don Watershed Regeneration Council;**

**THAT the municipalities be requested to appoint staff liaisons from appropriate departments to assist with technical components of the work, including planning and policy development;**

**THAT applications for prospective members be requested from Don watershed residents by March 1, 2004;**

**THAT other agencies and groups, as identified in the Terms of Reference, be requested to appoint members and alternates by March 1, 2004;**

**THAT a report be submitted to the Authority identifying the proposed membership, including the Toronto and Region Conservation Authority (TRCA) staff member for formal approval;**

**AND FURTHER THAT all the members of the third Don Watershed Regeneration Council be thanked for their substantial contributions over the past three years.**

**CARRIED**

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**RES.#A291/03 -**

**DON WATERSHED REGENERATION COUNCIL**

Minutes of Meeting #6/03, Meeting #7/03 and Meeting #8/03. The Minutes of Meeting #6/03 held on June 19, 2003, Meeting #7/03 held on July 17, 2003 and Meeting #8/03 held on October 16, 2003.  
(*Watershed Mgt. Res.#D89/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT the Minutes of the Don Watershed Regeneration Council Meeting #6/03, Meeting #7/03 and Meeting #8/03, as appended, be received.**

**CARRIED**

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**RES.#A292/03 -**

**PICKERING HARBOUR COMPANY WATERFRONT REGENERATION PROJECT**

City of Pickering, Regional Municipality of Durham. Direction to prepare a Pickering Harbour Company Waterfront Regeneration Project in the City of Pickering, Regional Municipality of Durham.  
(*Watershed Mgt. Res.#D90/03*)

Moved by: Ian Sinclair  
Seconded by: Irene Jones

**THAT staff be directed to prepare a Pickering Harbour Company Waterfront Regeneration Project (the "Project") on a multi-year basis in the City of Pickering, Region of Durham as a component of the Region of Durham's waterfront multi-year project;**

**THAT prior to preparation of the Project, the Toronto and Region Conservation Authority (TRCA) obtain written support and a partnership commitment from the City of Pickering and the Pickering Harbour Company for such a major waterfront initiative;**

**THAT the TRCA, in preparing the Project, including a funding partnership, seek commitments from, but not limited to, the Government of Canada, the Province of Ontario, the Regional Municipality of Durham, the City of Pickering and the Pickering Harbour Company;**

**AND FURTHER THAT the City of Pickering and the Pickering Harbour Company be so advised.**

**CARRIED**

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**RES.#A293/03 - RECOGNITION OF MARK WILSON**  
*(Watershed Mgt. Res.#D91/03)*

Moved by: Tanny Wells  
Seconded by: Irene Jones

**THAT Mark Wilson be thanked for his significant contributions as Chair of the Don Watershed Task Force for three years and for serving nine years as Chair of the Don Watershed Regeneration Council, and for his outstanding dedication to improving the health of the Don River watershed.**

## **SECTION II - ITEMS FOR AUTHORITY INFORMATION**

**RES.#A294/03 - SECTION II - ITEMS FOR AUTHORITY INFORMATION**

Moved by: Suzan Hall  
Seconded by: Dave Ryan

**THAT Ontario Regulation 158 items 8.7.1 - 7.7.28, inclusive, contained in Section II of Executive Committee Minutes #11/03, held on December 5, 2003, be received.**

**CARRIED**

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**RES.#A295/03 - SECTION II - ITEMS FOR AUTHORITY INFORMATION**

Moved by: Tanny Wells  
Seconded by: Dave Ryan

**THAT Ontario Regulation 158 item 8.7.29 - Bloorview MacMillan Children's Centre, contained in Section II of Executive Committee Minutes #11/03, held on December 5, 2003, be received.**

**CARRIED**

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**RES.#A296/03 - SECTION II - ITEMS FOR AUTHORITY INFORMATION**

Moved by: Ila Bossons  
Seconded by: Ian Sinclair

**THAT Section II items 8.8 - 8.14, inclusive, contained in Section II of Executive Committee Minutes #11/03, held on December 5, 2003, be received.**

**CARRIED**

**Section II Items 8.8 - 8.14**

REQUEST FOR DISPOSAL OF TORONTO AND REGION CONSERVATION  
AUTHORITY-OWNED LAND

*(Executive Res.#B182/03)*

MIMICO WATERFRONT LINEAR PARK

*(Executive Res.#B183/03)*

PROJECT TO DEVELOP A STREAM THERMAL MODEL FOR THE UPPER HUMBER RIVER  
AND BRUCE CREEK

*(Executive Res.#B184/03)*

BLACK CREEK PIONEER VILLAGE

*(Executive Res.#B185/03)*

ACQUISITION OF VEHICLES

*(Executive Res.#B186/03)*

PROFESSIONAL DEVELOPMENT COURSE

*(Executive Res.#B187/03)*

ADDITIONAL OFFICE ACCOMMODATION

*(Executive Res.#B188/03)*

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**NEW BUSINESS**

**RES.#A297/03 - PINE VALLEY DRIVE LINK**

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

**THAT TRCA staff be directed to request to make a presentation at the January meeting of York Region Council in regards to the Transportation and Works Committee resolution on the Pine Valley Drive Link.**

**CARRIED**

**RES.#A298/03 - EARTH CHARTER**

Moved by: Anthony Ketchum  
Seconded by: Tanny Wells

**THAT the Chief Administrative Officer of TRCA be directed to bring the Earth Charter to the attention of staff and members of the TRCA at the onset of each term of membership.**  
**CARRIED**

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**TERMINATION**

ON MOTION, the meeting terminated at 1:46 p.m., on Friday, January 9, 2004.

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Dick O'Brien  
Chair

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Brian Denney  
Secretary-Treasurer

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