

PUBLIC MEETING

THE REGIONAL MUNICIPALITY OF PEEL

REVISED AGENDA

PMRC - 1/2019

DATE: March 28, 2019

TIME: 9:00 a.m.

PLACE: Regional Administrative Headquarters

Council Chambers, 5th Floor 10 Peel Centre Drive, Suite A

BRAMPTON, Ontario

PURPOSE: To hold a Public Meeting pursuant to Subsection 17(15) of the

Planning Act, R.S.O. 1990, as amended, to inform the public and to obtain their input with respect to the proposed North West Brampton Policy Area Shale Resources Policies Regional

Official Plan Amendment (ROPA).

Chaired by Regional Chair N.Iannicca

- 1. OPENING OF PUBLIC MEETING
- 2. CONFIRMATION OF NOTIFICATION
- 3. FURTHER NOTICE REQUEST
- 4. STAFF PRESENTATIONS
- 4.1. **Gail Anderson, Principal Planner, Regional Planning and Growth Management**, Regarding the North West Brampton: Shale Resources Policy Review and Draft Regional Official Plan Amendment
- 5. PUBLIC PARTICIPATION
- 5.1. **Oral Submissions**
- 5.1.1 **Janet Kuzniar, Resident, City of Brampton**, Regarding the North West Brampton Shale Policy Review

- 5.2. Written Submissions
- 5.2.1. **Stephen Naylor, Director of Planning and Development, Township of King,** Email dated March 11, 2019 Advising that the Township of King has No Comments Regarding the Proposed North West Brampton Policy Area, Shale Resources Policies (Receipt recommended)
- 5.2.2. Susanne Glenn-Rigny, Senior Officer of Community Planning and Development, Canadian National Railway, Email dated March 11, 2019 Advising that the Canadian National Railway has No Comments Regarding the Proposed North West Brampton Policy Area, Shale Resources Policies (Receipt recommended)
- 5.2.3. Scott Snider, Turkstra Mazza Associates, on behalf of the Heritage Heights Landowners Group/Northwest Brampton Landowners Group Inc., Email dated March 22, 2019, Regarding the North West Brampton Shale Resources Policy Review (Receipt recommended)
- 5.2.4 **Bruce Reed and Shirley Reed, Residents, City of Brampton,** Email dated March 26, 2019, Regarding the North West Brampton Shale Resources Review (Receipt recommended)
- 5.2.5 Eddie Lee, Vice President, Land Development and Construction, Forest Hill Homes, on behalf of Bramwest Development Corporation, Letter dated March 27, 2019, Regarding North West Brampton Policy Area Shale Resources Review (Receipt recommended)
- 6. CONCLUSION AND CLOSING OF PUBLIC MEETING



North West Brampton Shale Resources Policy Review And Draft Regional Official Plan Amendment

Public Meeting March 28, 2019

Gail Anderson, Principal Planner Region of Peel

Regional Official Plan Policy

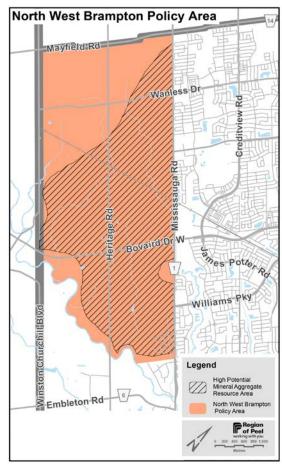
Regional Official Plan Policy 5.3.4.2.2

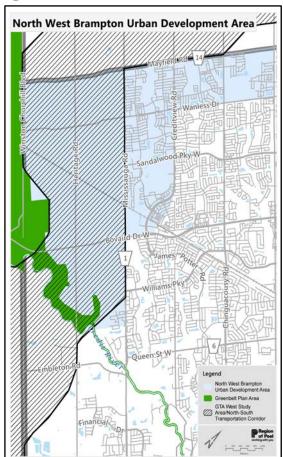
 City of Brampton shall designate all lands in North West Brampton as a policy area to be known as the "North West Brampton Policy Area" (NWBPA).

"to provide for the protection and potential use of the shale resource, while recognizing that the long term use of these lands will be for urban purposes"

 Required policy review following expiry of 10 year moratorium in December 2016

Study Area





Study Terms of Reference

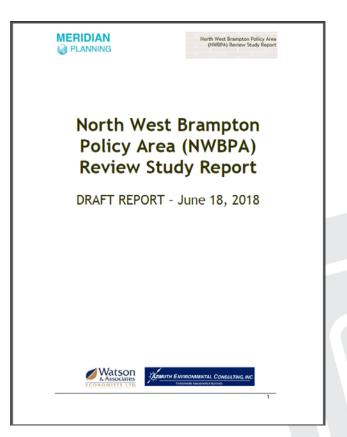
Confirm Shale Resource Location

Evaluate Accessibility of Shale Resources

Determine Current Policy Context

Undertake Economic Analysis

Evaluate Impact to Infrastructure and Growth Management Planning



Study Findings Overview

Growth Management

- PPS and Growth Plan require managing growth to:
 - optimize existing urban land supplies
 - optimize existing infrastructure
- 2 Existing policy structure recognizes "urban purposes" as the long-term use of these lands
- Continued shale protection would have negative impacts on Peel's growth management and infrastructure planning programs

Study Findings Overview

Shale Resources

- Shale resources in North West Brampton are provincially significant and accessible
- Provincial policy requires mineral aggregate resources to be identified and protected
- Feasibility of shale extraction in North West Brampton is remote due to land assembly and land cost constraints
- No quarry applications have been made and no sites have been acquired within the North West Brampton Urban Development Area prior to or during 10 year moratorium

Study Conclusion

- Full urbanization of the Northwest Brampton Urban Development Area serves a greater long term public interest than protecting the lands for shale extraction.
 - The study recommended full removal of shale protection within the North West Brampton Urban Development Area.

Proposed Policy Amendment

Chapter 5, Regional Structure, objectives for the North West Brampton Urban Development Area are amended by deleting Objective 5.3.4.1.6 in its entirety and replacing it with the following:

"5.3.4.1.6 To provide for the availability and use of the North West Brampton Urban Development Area for shale resource extraction and provide for the continued protection and use of the provincially significant shale resource in the Greenbelt Plan Area adjacent to North West Brampton Urban Development Area."

Proposed Policy Amendment cont.

Chapter 5, Regional Structure, is amended by deleting policies 5.3.4.2.2 f) and g) in their entirety and replacing them with the following:

"5.3.4.2.2 f) That shale extraction be permitted and that the protection of provincially significant shale resources identified as HPMARA on Schedule C of this Plan be continued in accordance with the following:

Proposed Policy Amendment cont.

- Recognize all of the North West Brampton Urban Development Area will be planned to accommodate growth;
- Identify and protect shale resources in the Provincial Greenbelt Plan Area;
- Retain permission for shale extraction, without the need for an Official Plan Amendment, in the North West Brampton Urban Development Area and in the Greenbelt Plan Area;

Proposed Policy Framework cont.

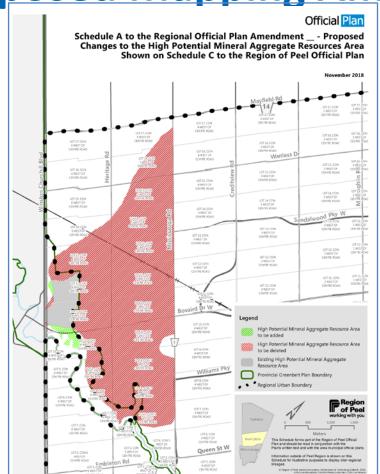
- Allow secondary planning to proceed with requirements to address land use compatibility and protection of aggregate resource areas and licensed sites;
- Ensure that shale extraction will not restrict planning for the North-South Transportation Corridor;
- Revise Schedule C to delete the High Potential Mineral Aggregate Resource Area designation in the North West Brampton Urban Development Area and update the HPMARA mapping in the Greenbelt Plan Area.

Proposed Mapping Amendments

- Regional Official Plan Schedule C is amended by:
 - Adding High Potential Mineral Aggregate Resource Area (HPMARA) designation based on updated provincial mapping of significant bedrock in the Greenbelt Plan Area.
 - Deleting the HPMARA designation from the Northwest Brampton Urban Development Area.
 - O Deleting the HPMARA in the Greenbelt Plan Area where provincial bedrock mapping indicated the resource is no longer accessible.
 - Deleting HPMARA in the Greenbelt Plan Area where policies prohibit aggregate extraction (e.g. significant woodlands).
 - Deleting fragmented areas of isolated resources.
 - o Retaining the remaining HPMARA identification in the Greenbelt Plan Area.

4.1-13

Proposed Mapping Amendment



Next Steps

- Comments Requested By: April 12, 2019
- Additional Follow Up Consultation
- Recommendation Report to Council: June 2019



For Further Information

The Background Study and staff reports related to the proposed Shale Resources Policy Review Regional Official Plan Amendment are available at www.peelregion.ca/planning/bramptonshale/ or by contacting:

Gail Anderson, Principal Planner
Region of Peel
10 Peel Centre Drive, 6th Floor, Suite A
Telephone: 905-791-7800
Gail.Anderson@peelregion.ca



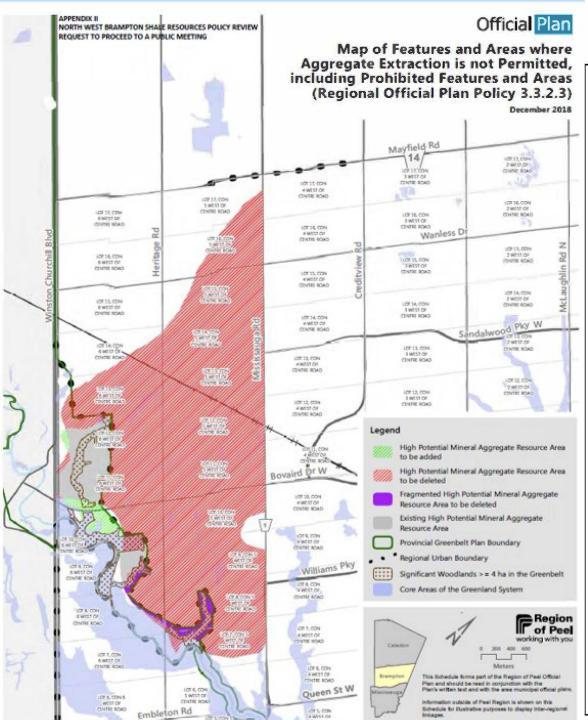
Request for Delegation

MEETING DATE YYYY/MM/DD MEETING NAME 2019/03/28 MEETING NAME Public Meeting	Attention: Regional Clerk Regional Municipality of Peel 10 Peel Centre Drive, Suite A Brampton, ON L6T 4B9
DATE SUBMITTED YYYY/MM/DD	Phone: 905-791-7800 ext. 4582
2019/03/28	E-mail: council@peelregion.ca
NAME OF INDIVIDUAL(S)	
Janet Kuzniar	
POSITION(S)/TITLE(S)	
Council- NW Brampton Shale	
NAME OF ORGANIZATION(S)	
Resident of Brampton	
E-MAIL	TELEPHONE NUMBER EXTENSION
REASON(S) FOR DELEGATION REQUEST (SUBJECT MATTER TO BE	NO. DELIN AL AND ALLEGAR II 1 AND ALLEGAR II.
A formal presentation will accompany my delegation Yes	□No
Presentation format:	Adobe File or Equivalent (.pdf)
Picture File (.jpg)	☐ Video File (.avi,.mpg) ☐ Other
Additional printed information/materials will be distributed with	my delegation : Yes Vo Attached
	ground material / presentations to the Clerk's Division at least seven (7) d with the agenda package. In accordance with Procedure By-law 9-2018 requested to limit their remarks to 5 minutes and 10 minutes
Delegates should make every effort to ensure their presentation	material is prepared in an <u>accessible format</u> .
Once the above information is received in the Clerk's Division, you placement on the appropriate agenda.	u will be contacted by Legislative Services staff to confirm your
(Municipal Freedom of Info	e Collection of Personal Information rmation and Protection of Privacy Act) 5.4 of the Penjon of Penl Procedure Rydaw 9-2018, for the purpose of contacting

Please complete and return this form via email to council@peelregion.ca

may be directed to the Manager of Legislative Services, 10 Peel Centre Drive, Suite A, 5th floor, Brampton, ON L6T 4B9, (905) 791-7800 ext. 4462.

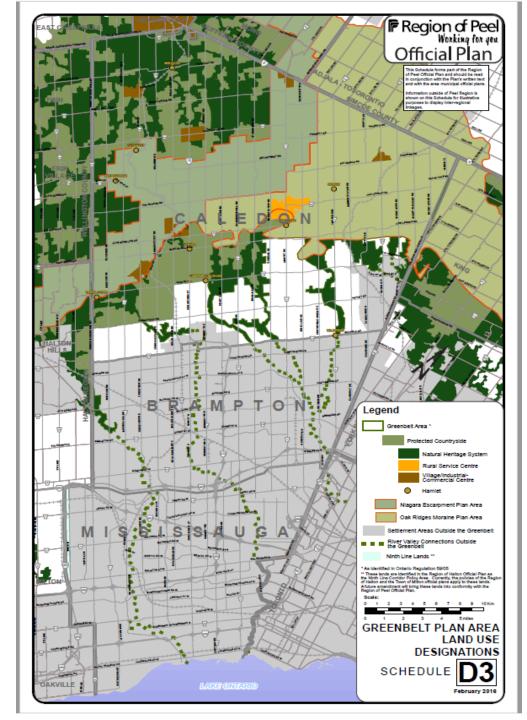
individuals and/or organizations requesting an opportunity to appear as a delegation before Regional Council or a Committee of Council. The Delegation Request Form will be published in its entirety with the public agenda. The Procedure By-law is a requirement of Section 238(2) of the Municipal Act, 2001, as amended. Please note that all meetings are open to the public except where permitted to be closed to the public under legislated authority. All Regional Council meetings are audio broadcast via the internet and will be posted and available for viewing subsequent to those meetings. Questions about collection



The HPMARA (protected shale area) in North West Brampton is proposed to remain only in the Greenbelt area within Brampton, including existing residential and institutional properties, and core Natural Heritage areas.

Existing residential and institutional properties should be removed from the HPMARA, as they are not likely to be acquired at market value for the purpose of aggregate extraction, or pass the policy constraints on aggregate extraction.

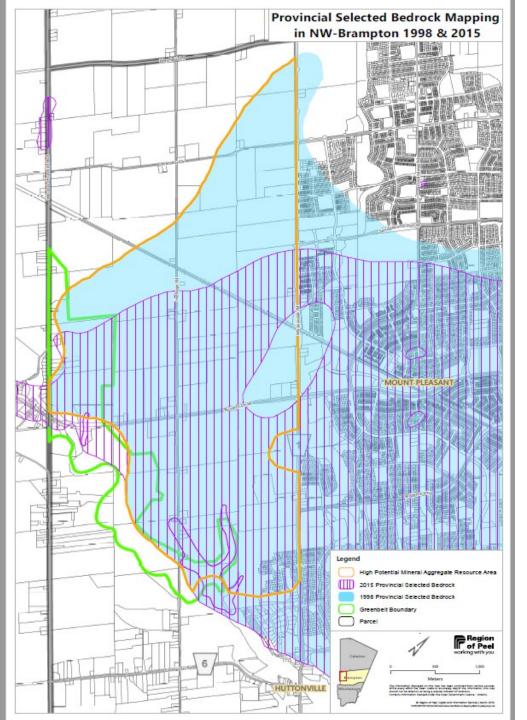
The core Natural Heritage area should be removed from the HPMARA, as aggregate extraction is prohibited in these features.



Ontario has 1,800,000 acres of Greenbelt.

In Brampton there are only 577 acres of Greenbelt, all of which are part of the Natural Heritage System of the Greenbelt Plan.

The Natural Heritage System contains Core Features; significant wetlands & woodlands, and fish habitat and important natural corridors for wildlife & humans, important linkage between natural features that must be protected from quarry development, as stated in the Greenbelt Plan 2017.



Areas to be added to the HPMARA include existing residential and institutional properties.

Areas to be deleted from the shale protection area include portions of Brampton Brick's property.

Both the 1998 and 2015 shale bedrock mapping in the Greenbelt area between Winston Churchill Blvd, Bouvaird Rd, and the Credit tributary) are modeled on the same 1998 Geology Ontario data; one single observation of rock outcrop along the tributary near Bouvaird- Hwy #7. Depth of soil overburden, the only criteria for Geology Ontario's shale resource mapping, is contradicted by well drill hole records.

MNR recently spent over \$1 million to restore rainbow trout habitat in this tributary of the Credit River, referred to by Brampton Brick as the "un-named tributary".

Identifying this area as both high potential shale resource and Natural Heritage System within the Greenbelt makes no sense. Nor is it fair to existing residents.

From: ZZG-RegionalClerk
To: Jurrius, Stephanie

Subject: FW: Region of Peel Public Notice - North West Brampton Shale Reources Policies ROPA

Date: Tuesday, March 12, 2019 8:31:22 AM

Attachments: <u>image001.png</u>

From: Stephen Naylor <snaylor@king.ca> Sent: Monday, March 11, 2019 4:04 PM

To: ZZG-RegionalClerk <zzg-regionalclerk@peelregion.ca>

Subject: Region of Peel Public Notice - North West Brampton Shale Reources Policies ROPA

Thank you for the Notice of Public Meeting regarding the above noted file. We do not have any comments on the Application.

Regards,

Stephen Naylor, MCIP, RPP

Director of Planning and Development Township of King 905-833-4060



The information contained in this message is directed in confidence solely to the person(s) named above and may not be otherwise distributed, copied or disclosed. This message may contain information that is privileged, confidential and exempt from disclosure under the Municipal Freedom of Information and Protection of Privacy Act. If you have received this message in error, please notify the sender immediately advising of the error and delete the message without making a copy. Thank you.

From: Bonnie Catania

Sent: February-26-19 10:19 AM

To: Stephen Naylor

Subject: Region of Peel Public Notice

Good Morning,

Please find attached correspondence for your review and file.

Thank you

Bonnie Catania

Administrative Clerk Clerks Department Township of King

REFERRAL TO	
RECOMMENDED	
DIRECTION REQUIRED	
RECEIPT RECOMMENDED	

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From:	ZZG-RegionalClerk
To:	Jurrius, Stephanie

Subject: FW: Region of Peel, Brampton, Shale Resource Policy

Date:Monday, March 11, 2019 10:50:05 AMAttachments:Brampton, Shale Resouce Policy.pdf

From: Susanne Glenn-Rigny < Susanne.Glenn-Rigny@cn.ca>

Sent: Monday, March 11, 2019 10:41 AM

To: ZZG-RegionalClerk <zzg-regionalclerk@peelregion.ca>

Cc: Proximity <proximity@cn.ca>

Subject: Region of Peel, Brampton, Shale Resource Policy

Good morning Kathryn,

Thank you for circulating CN Rail on the notice regarding the Proposed North West Brampton Policy Area, Shale Resources Policies.

CN does not have any direct comments on the policy, but does wish to be kept informed as our Halton Track runs through the identified area.

Future notices can be sent to proximity@cn.ca

Regards

Susanne

Susanne Glenn-Rigny, MCIP, RPP, OUQ

Agente principale/Senior Officer
Planification et développement communautaires/
Community Planning and Development

_____Affaires juridiques/Law Department

935, rue de La Gauchetière Ouest

15e étage

Montréal (Québec) H3B 2M9 Téléphone: (514) 399-7844 Télécopieur: (514) 399-4296

Cell (514) 919-7844

Email: susanne.glenn-rigny@cn.ca

REFERRAL TO
RECOMMENDED
DIRECTION REQUIRED
DECEIDT DECOMMENDED

Precision Railroading: Doing it well and always improving



Scott Snider

Professional Corporation
15 Bold Street
Hamilton Ontario Canada L8P 1T3
Receptionist 905 529 3476 (905 LAW-FIRM)
Facsimile 905 529 3663
ssnider@tmalaw.ca

March 22, 2019

Via Email to gail.anderson@peelregion.ca

Region of Peel Integrated Planning Division, Policy Department 10 Peel Centre Drive, Suite A, 6th floor Brampton, ON L6T 4B9

Attention: Ms. Gail Anderson

Mr. Steve Jacques

Re: North West Brampton Shale Resources Policy Review

Heritage Heights Landowners Group/Northwest Brampton

Landowners Group Inc.

Our File No. 13154

We are counsel to the Heritage Heights Landowners Group/Northwest Brampton Landowners Group Inc. ("HHLOG") in this matter. We are writing to provide the HHLOG's comments on the proposed draft Regional Official Plan Amendment related to the removal of shale resources protection policies in the North West Brampton Urban Development Area.

As with all other planning issues related to North West Brampton, our client has been actively involved in the process leading to the proposed ROPA. In general terms, HHLOG strongly supports the removal of the shale resource protection policies as proposed in the draft Amendment. We are attaching comments from HHLOG's planning consultants, Glen Schnarr & Associates Inc.

We are also writing to raise a particular concern that has both legal and planning implications. Proposed policy 5.3.4.2.2(f)(vi) provides as follows:

"The establishment of land uses within the North West Brampton Urban Development Area adjacent to HPMARA which could preclude or hinder future shale extraction shall only be permitted in accordance with the policies of Section 3.3 of this Official Plan and the applicable provincial policies."

The contents of this communication are private and confidential, intended only for the recipient names above and are subject to lawyer and client privilege. It may not be copied, reproduced, or used in any manner without the express written permission of the sender. If you have received this communication and are not the intended recipient, please destroy it and notify the sender at 905 529-3476, collect if long distance. Thank you.

REFERRAL TO intended recipient, please destroy it and notify the sender at 905 529-5476, col	
RECOMMENDED	TURKSTRA MAZZA ASSOCIATES, LAWYERS
DIRECTION REQUIRED	
RECEIPT RECOMMENDED ✓	

Page 2

Attn: G. Anderson & S. Jacques

Region of Peel March 22, 2019

Section 3.3 of the current Official Plan permits development in or <u>adjacent to</u> the HPMARA that would "preclude or hinder the potential establishment of new or expanded mineral aggregate extraction sites or access to the resource" only if certain conditions are met.

Our client does not oppose proposed Policy 5.3.4.2.2(f)(vi) and recognizes that it incorporates existing Regional Official Plan policy. Our client also recognizes that this policy generally reflects provisions in the *Provincial Policy Statement 2014*. However, HHLOG is concerned with how this policy will be interpreted and applied in the context of the secondary planning for Heritage Heights. In particular, it is HHLOG's firm position that this policy should not be interpreted to impose land use restrictions on privately owned lands adjacent to the HPMARA that would preclude or hinder the highest and best use of those adjacent lands. In other words, it would clearly be inappropriate and bad planning to interpret this policy as requiring the appropriation, without compensation, of land use rights of private landowners who happen to own land adjacent to the HPMARA. Our client has no objection to appropriate land use planning being undertaken recognizing this policy direction but this planning should not extend to, in effect, imposing an offsite "buffer" for future, potential aggregate operations without compensation to the private landowner of those adjacent lands.

We are not proposing any modifications to those policies at this time. However, our client will be vigilant through the secondary plan process to ensure these policies are not applied in an unfair and inappropriate fashion.

We appreciate your attention to these matters. If you have any questions or concerns, please do not hesitate to contact us.

Yours truly,

Scott Snider

ss:nd Att'd. 13154/213

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PARTNERS:

GLEN SCHNARR, MCIP, RPP

GLEN BROLL, MCIP, RPP

COLIN CHUNG, MCIP, RPP

JIM LEVAC, MCIP, RPP

March 22, 2019 Our File: 700-001P

Region of Peel
Integrated Planning Division, Policy Development
10 Peel Centre Drive, Suite A, 6th Floor
Brampton, ON
L6T 4B9

Attention: Ms. Gail Anderson

Mr. Steve Jacques

RE: North West Brampton Shale Resources Policy Review

Please accept this submission in response to the request for input on the proposed draft Regional Official Plan Amendment related to the removal of shale resources protection policies in the North West Brampton Urban Development Area. Our firm, along with Gagnon Walker Domes Ltd., represents the Northwest Brampton Landowners Group whom collectively own approximately 1,500 acres in the North West Brampton Urban Development Area.

As background, on behalf of our clients we have been active participants in the public consultation process that has been conducted to date on this matter. We have previously provided extensive commentary on matters related to the Shale Protection Policies Review as conducted by Regional Staff and external consultants. Additionally, we have been active participants in the numerous consultation meetings held by the Region involving various stakeholder groups. Through this consultation process, we have provided consistent commentary on the need for the complete removal of the Shale Protection Policies from the Regional Official Plan in order to allow for the development of full urban uses within the North West Brampton Urban Development Area.

We have conducted a thorough review of the proposed Regional Official Plan Amendment which proposes to remove all of the shale protection policies within the North West Brampton Urban Development Area. Additionally, we note that the proposed Regional Official Plan Amendment seeks to retain the shale resource protection polices for those lands which are located outside of the Regional Urban Boundary and within the Greenbelt Plan Area, as well as policies which continue to allow for shale resource extraction activities to occur within the North West Brampton Urban Development Area.

10 Kingsbridge Garden Circle Suite 700 Mississauga, Ontario L5R 3K6 Tel (905) 568-8888 Fax (905) 568-8894 www.gsgi.cg



Based on our review, we support the removal of the shale resource protection policies from the Regional Official Plan as proposed in the draft Regional Official Plan Amendment. We do note concerns with respect to the continued preservation of policies which permit shale resource extraction within the North West Brampton Urban Development Area, without the requirement for an amendment to the City of Brampton Official Plan, but we recognize that such policies may be required in order to ensure conformity with the requirements of the Provincial Policy Statement 2014.

We do note the following specific concern with content of the proposed Regional Official Plan Amendment:

• Proposed policy Section 5.4.3.2.2.f ii) – this policy direction is somewhat ambiguous in that it does not provide clear direction of those areas where shale protection policies are to be applied. We request consideration for the policy being reworded to reflect the following:

Shale resources shall be protected, in accordance with the policies of Section 3.3 within the area identified as HPMARA on Schedule C and located in the Provincial Greenbelt Plan Area

We note that the above-mentioned commentary is based on the review of the information that has been provided by the Region of Peel Planning staff and that we wish to reserve our final commentary until following the Statutory Public Meeting to be held on March 28, 2019.

We respectfully request that our comments be considered by Regional Staff in formulating any final recommendations to Regional Council on this matter. Should it be deemed necessary, we would be happy to meet with Staff and discuss the matter further.

Yours very truly,

GLEN SCHNARR & ASSOCIATES INC.

David Capper, MCIP, RPP

Associate

Bruce & Shirley Reed 10378 Heritage Road Brampton, Ontario L7A 0E7 bruce@reedrealty.ca

March 26, 2019

via email to gail.anderson@peelregion.ca

Region of Peel
Integrated Planning Division, Policy Department
10 Peel Centre Drive
Suite A, 6th Floor
Brampton, Ontario
L6T 4B9

Attention: Ms. Gail Anderson

Mr. Steve Jacques

Re: North West Brampton Shale Resources Review

Public Meeting – March 28, 2019

Ms. Anderson & Mr. Jacques,

As you know, we live and farm on Heritage Road, Brampton, and have done so for the last 46 years. Our farm will be immediately adjacent to revised HPMARA, and we are concerned with how policy 5.3.4.2.2(f)(vi) will be interpreted and applied at the secondary planning level.

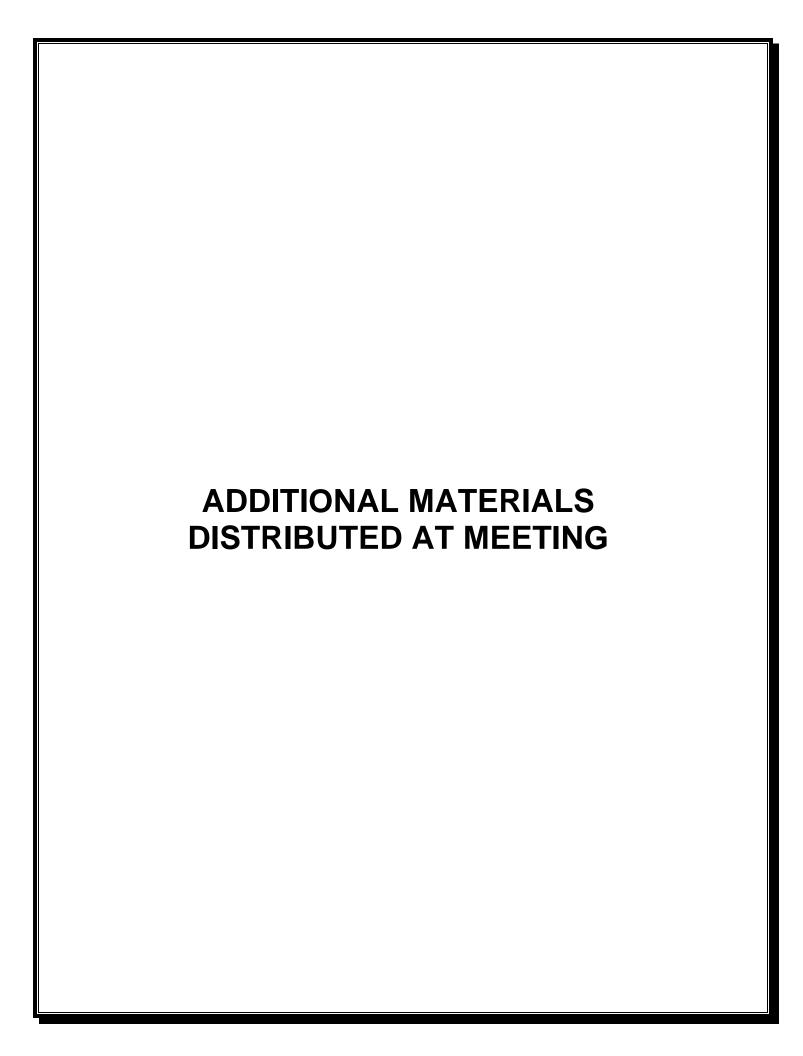
We strongly support the submissions made on behalf of the Heritage Heights Landowners Group/Northwest Brampton Landowners Group Inc. ("HHLOG"), submitted on March 22, 2019 by Turkstra Mazza and Glen Schnarr & Associates. We are long-time members of the landowners group, and have been involved in both the regional, and local planning process since it began back in the early 2000's.

We appreciate the work Regional staff has conducted, and look forward to working with them in the future.

Regards,

Bruce Reed Shirley Reed

Shuley Leed







2700 Dufferin St., Unit 34 Toronto, Ontario M6B 4J3 Tel: (416) 787-0256 Fax: (416) 783-2678

Web: www.statebuildinggroup.com www.foresthillhomes.ca

March 27, 2019

VIA EMAIL: gail.anderson@peelregion.ca

Region of Peel Integrated Planning Division, Policy Department 10 Peel Centre Drive Suite A, 6th Floor Brampton ON L6T 4B9

Attention:

Gail Anderson

Steve Jacques

Re:

Northwest Brampton Policy Area Shale Resources Review

Public Meeting - March 28, 2019

Dear Ms. Anderson and Mr. Jacques,

We are the owners of 10510 Heritage Road in the City of Brampton comprising 224.48 acres. Our landholding is under the corporate name of Bramwest Development Corp. We have been an active participant within the Heritage Heights Landowners Group ("HHLOG") since 2007. Our lands will be immediately adjacent to the revised HPMARA, and we are concerned with how Policy 5.3.4.2.2(f)(vi) will be interpreted and applied at the secondary planning level.

We strongly support the submissions made on behalf of the HHLOG submitted on March 22, 2019, by Turkstra Mazza and Glenn Schnarr and Associates.

We appreciate the work the Region has conducted, and look forward to working with you in the future.

Yours very truly,

FOREST HILL HOMES on behalf of BRAMWEST DEVELOPMENT CORP.

Eddie Lee P. Eng.

Vice President, Land Development and Construction