

PRESENT Paul Ainslie, Chair
Joanne Dies
Chris Fonseca
Linda Jackson
Jennifer McKelvie
Rowena Santos
Dianne Saxe

ABSENT Dave Barton, Vice Chair
Paula Fletcher
Amber Morley
Steve Pellegrini
Anthony Perruzza

1. CALL TO ORDER

Executive Committee Meeting #2/24 was held via videoconference, on Friday, March 8, 2024 pursuant to section c.12 of the Toronto and Region Conservation Authority Board of Directors Administrative By-Law.

The Clerk and Manager, Policy, Joanne Hyde, advised that due to lack of quorum, the Friday March 8, 2024 Executive Committee meeting recessed at 9:46 a.m. and advised that the Executive Committee will reconvene at 3:00 p.m. on Monday March 11th, 2024.

Noting that the following members were present: Paula Fletcher, Chris Fonseca, Anthony Perruzza and Dianne Saxe.

Executive Committee Meeting #2/24 was reconvened via videoconference, on Monday, March 11, 2024 pursuant to section c.12 of the Toronto and Region Conservation Authority Board of Directors Administrative By-Law. The Chair, Paul Ainslie, called the meeting to order at 3:09 p.m.

2. ACKNOWLEDGEMENT OF INDIGENOUS TERRITORY

The Chair recited the Acknowledgement of Indigenous Territory.

3. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None.

4. MINUTES OF EXECUTIVE COMMITTEE MEETING HELD ON JANUARY 12, 2024

RES.#B 9/24

Moved By: Chris Fonseca

THAT the Minutes of Executive Committee Meeting #1/24 held on January 12, 2024 be approved.

Carried

5. DELEGATIONS

None.

6. PRESENTATIONS

None.

7. CORRESPONDENCE

None.

8. SECTION I - ITEMS FOR BOARD OF DIRECTORS ACTION

8.1 ACQUISITION FROM WHITE OWL GROUP

RES.#B 10/24

Moved By: Linda Jackson

THE EXECUTIVE COMMITTEE RECOMMENDS THAT 8.91 hectares (22.017 acres), more or less, of vacant land, located south of 5th Concession Road and east of Church Street North, said land being Part of Lot 13, Concession 4, designated as Parts 1 and 2 on Registered Plan 40R-30476, municipally known as 2290 Greenwood Road, in the Town of Ajax, Regional Municipality of Durham, be purchased from White Owl Properties Limited;

THAT the Ecosystem Compensation Agreement (ECA) reflects the terms and conditions set out in this report and that this conveyance be subject to executing the ECA;

THAT the purchase price of the ecosystem compensation lands be \$2.00;

THAT Toronto and Region Conservation Authority (TRCA) accept payment from White Owl Properties Limited in the amount of \$187,794.60 as additional compensation to the land conveyance for off-site ecosystem compensation and costs associated with the land conveyance;

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

THAT the transaction be completed at the earliest possible date and all reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements are to be paid by TRCA;

AND FURTHER THAT authorized TRCA officials be directed to take the necessary action to finalize the transaction, including obtaining any necessary approvals and the signing and execution of documents.

Carried

8.2 ACQUISITION FROM CPSP ANNANDALE NOMINEE INC

RES.#B 11/24

Moved By: Linda Jackson

THE EXECUTIVE COMMITTEE RECOMMENDS THAT 34.55 hectares (85.38 acres), more or less, of vacant land, located east of Church Street South and north of Bayly Street, said land being Parts 1 to 15 inclusive on Plan 40R-13916 save and except Part 1 on Plan 40R-25769 and Parts 1 to 8 on Registered Plan 40R-32490, municipally known as 221 Church Street South, in the Town of Ajax, Regional Municipality of Durham, be purchased from CPSP ANNANDALE NOMINEE INC.;

THAT the purchase price be \$2.00;

THAT Toronto and Region Conservation Authority (TRCA) receive conveyance of the land free from encumbrance, subject to existing service easements, and in an environmental condition that is to the satisfaction of TRCA staff and subject to the Town of Ajax entering into a Management Agreement with TRCA for the land;

THAT the transaction be completed at the earliest possible date with all reasonable expenses incurred incidental to the closing for land transfer tax, legal costs, and disbursements to be paid by TRCA;

AND FURTHER THAT authorized TRCA officials be directed to take the necessary action to finalize the transaction, including obtaining any necessary approvals and the signing and execution of documents.

Carried

8.3 PERMANENT EASEMENT REQUEST FROM AMEXON HOLDINGS CORPORATION

RES.#B 12/24

Moved By: Linda Jackson

THE EXECUTIVE COMMITTEE RECOMMENDS THAT WHEREAS the Toronto and Region Conservation Authority (TRCA) is in receipt of a request from Amexon Holdings Corporation for a permanent easement required for an existing outfall, located north of Sheppard Avenue East and West of Leslie Street, in the City of Toronto, Don River watershed;

AND WHEREAS it is in the best interest of TRCA in furthering its objectives as set out in Section 20 of the Conservation Authorities Act to cooperate with Amexon Holdings Corporation in this instance;

THEREFORE, LET IT BE RESOLVED THAT a permanent easement containing 0.0139 hectares (0.0344 acres), more or less, of vacant land, required for existing outfall, designated as Parts 7 and 8 on draft Registered Plan by R. Avis Surveying Inc., Project No: 2688-14 and Drawing No: 2688-14R.DWG, in the City of Toronto, be conveyed to Amexon Holdings Corporation;

THAT consideration be \$447,200 plus applicable taxes; all legal, appraisal, survey and other costs to be paid by Amexon Holdings Corporation;

THAT Amexon Holdings Corporation is to fully indemnify TRCA from any and all claims from injuries, damages or costs of any nature resulting in any way, either directly or indirectly, from this conveyance or the carrying out of construction;

THAT an archaeological investigation be completed, with any mitigation measures being carried out to the satisfaction of TRCA staff, at the expense of Amexon Holdings Corporation;

THAT a permit pursuant to Ontario Regulation 166/06, as amended, be obtained by Amexon Holdings Corporation prior to the commencement of construction;

THAT all TRCA lands disturbed by the proposed works be revegetated/stabilized following construction and where deemed appropriate by TRCA staff, a landscape plan be prepared for TRCA staff review and approval in accordance with existing TRCA landscaping guidelines, at the expense of Amexon Holdings Corporation;

THAT written notice of the proposed disposition be provided to the Minister of Natural Resources and Forestry least 90 days before the disposition in accordance with Section 21(2) of the Conservation Authorities Act;

AND FURTHER THAT authorized TRCA officials be directed to take the necessary action to finalize the transaction, including obtaining any necessary approvals and the signing and execution of documents.

Carried

**8.4 PERMANENT EASEMENT FOR CITY OF TORONTO FOR THE DVP
SANITARY SEWER RELOCATION PROJECT**

RES.#B 13/24

Moved By: Linda Jackson

THE EXECUTIVE COMMITTEE RECOMMENDS THAT WHEREAS the Toronto and Region Conservation Authority (TRCA) is in receipt of a request from the City of Toronto for the conveyance of a permanent easement on TRCA-owned lands located north of Don Valley Parkway (DVP) and west of Millwood Road, in the City of Toronto, required for DVP Sanitary Sewer Relocation Project, Don River watershed;

AND WHEREAS it is in the best interest of TRCA in furthering its objectives as set out in Section 20 of the Conservation Authorities Act to cooperate with the City of Toronto in this instance;

THEREFORE LET IT BE RESOLVED THAT a parcel of TRCA-owned land containing 0.15 hectares (0.38 acres), more or less, of vacant land, required for DVP Sanitary Sewer Relocation Project designated as Parts 9-12 (inclusive) on draft Registered Plan by Tulloch Geomatics Inc., File:202029 EX142B, in the City of Toronto, be conveyed to the City of Toronto;

THAT consideration be the nominal sum of \$2.00 and all legal, survey and other costs to be paid by Metrolinx;

THAT the City of Toronto is to fully indemnify TRCA from any and all claims from injuries, damages or costs of any nature resulting in any way, either directly or indirectly, from this conveyance or the carrying out of construction;

THAT an archaeological investigation be completed, with any mitigation measures being carried out to the satisfaction of TRCA staff, at the expense of Metrolinx;

THAT the Minister of Natural Resources and Forestry be informed of this disposition for municipal infrastructure in accordance with Section 21(6) of the Conservation Authorities Act;

AND FURTHER THAT authorized TRCA officials be directed to take the necessary action to finalize the transaction, including obtaining any necessary approvals and the signing and execution of documents.

Carried

8.5 ASSET RETIREMENT OBLIGATIONS

RES.#B 14/24

Moved By: Dianne Saxe

THAT the Asset Retirement Obligations Policy be approved.

Carried

8.6 INVESTMENT STATEMENT OF POLICY AND PROCEDURES UPDATE

RES.#B 15/24

Moved By: Linda Jackson

THAT TRCA's Investment Statement of Policy and Procedures Updates be approved.

Carried

9. SECTION II - ITEMS FOR EXECUTIVE COMMITTEE ACTION

9.1 APPLICATION FOR PERMITS PURSUANT TO S.28.0.1 OF THE CONSERVATION AUTHORITIES ACT (MINISTER'S ZONING ORDER, ONTARIO REGULATION 156/22)

RES.#B 16/24

Moved By: Linda Jackson

WHEREAS, as adopted at the October 23, 2020, Board of Directors meeting (amended Res. #A164/20), that in recognition of Toronto and Region Conservation Authority's (TRCA) role as a watershed management and regulatory agency, and stewards of lands within TRCA's jurisdiction, the Board of Directors does not support development within wetlands;

WHEREAS TRCA using a science-based approach to decision making and TRCA's Living City Policies for Planning and Development in the Watersheds of the TRCA (LCP), would not customarily support the

issuance of a permit in support of development within the natural system, including wetlands, to facilitate new development;

WHEREAS the Minister of Municipal Affairs and Housing (MMAH) issued a Minister's Zoning Order (MZO) for the subject properties on March 4, 2022, as Ontario Regulation 156/22;

WHEREAS TRCA staff were consulted prior to the MZO being requested and identified the proposed development will result in the removal and substantial alteration of significant natural features and natural hazards including valley corridors, stream corridors, wetlands, woodlands, watercourses, floodplains and erosion hazards which would be contrary to applicable planning policies;

WHEREAS TRCA staff, in the absence of an approved MZO, would not normally issue a Section 28 TRCA permit where the proposed development involves the removal of the natural system including valley and stream corridors, wetlands, watercourses, floodplains and erosion hazards;

WHEREAS Section 28.0.1 of the Conservation Authorities Act requires the Authority to grant permission for a development project that has been authorized by an MZO issued under the Planning Act, and where the lands in question are not located within a Greenbelt Area under the Greenbelt Act;

WHEREAS Section 28.0.1(6), of the Conservation Authorities Act, permits the Authority to attach conditions to the permission, including conditions to mitigate any effects the development may have on the control of flooding, erosion, dynamic beaches, or unstable soil or bedrock, and/or in the event of a natural hazard, might jeopardize the health or safety of persons or result in the damage or destruction of property;

WHEREAS Section 28.0.1(24), of the Conservation Authorities Act, provides that where a permit is to be issued pursuant to Ontario Regulation 166/06, the applicant is required to enter into an agreement with the Conservation Authority;

WHEREAS Section 28.0.1(25), of the Conservation Authorities Act, provides that the agreement shall set out actions or requirements that the holder of the permission must complete or satisfy to compensate for ecological impacts and any other impacts that may result from the development project;

AND WHEREAS TRCA's Board of Directors, in the absence of an approved MZO, would not normally approve of such permits, but must do so in accordance with the requirements of Provincial legislation;

THEREFORE, LET IT BE RESOLVED THAT OP Trust Jane St. Trust and Livall Holdings Limited, in the City of Vaughan be granted permission to undertake development in the form of topsoil stripping, grading and

servicing associated with industrial development on the properties, subject to Standard Permit Conditions within Attachment 15 and Additional Permit Conditions within Attachment 16 hereto;

THAT TRCA staff seek full cost recovery in accordance with TRCA's Administrative Fee Schedule;

AND FURTHER THAT the Board of Directors authorize the entering into of an agreement or agreements related to the Permits for the site works and ecosystem compensation and restoration with the applicants, relevant agencies, utilities, and the City of Vaughan.

Carried

10. SECTION III - ITEMS FOR THE INFORMATION OF THE BOARD

11. SECTION IV - ONTARIO REGULATION 166/06, AS AMENDED

11.1 STANDARD DELEGATED PERMITS FOR RECEIPT - FEBRUARY 9, 2024

RES.#B 17/24

Moved By: Jennifer McKelvie

THAT standard delegated permits, permission for routine infrastructure works, minor works letters of approval, and permits after the fact / resolution of violations granted by Toronto and Region Conservation Authority staff, in accordance with Ontario Regulation 166/06, as amended, which are listed below, be received.

Carried

11.2 STANDARD DELEGATED PERMITS - MARCH 8, 2024

RES.#B 18/24

Moved By: Jennifer McKelvie

THAT standard delegated permits, permission for routine infrastructure works, minor works letters of approval, and permits after the fact / resolution of violations granted by Toronto and Region Conservation Authority staff, in accordance with Ontario Regulation 166/06, as amended, which are listed below, be received.

Carried

12. CLOSED SESSION

13. NEW BUSINESS

13.1 MOTION TO REPORT BACK ON PROPOSED CHANGES TO ONTARIO'S ENVIRONMENTAL ASSESSMENT ACT

RES.#B 19/24

Moved By: Dianne Saxe

BE IT RESOLVED THAT the Executive Committee request TRCA staff report back on the proposed changes to Ontario's Environmental Assessment Act with any recommendations for TRCA action, at the next available meeting.

Carried

14. ADJOURNMENT

ON MOTION from Chris Fonseca, the Executive Committee meeting was adjourned at 3:59 p.m.

Paul Ainslie,
Chair

John MacKenzie,
Secretary-Treasurer