

FINAL DRAFT
O.S.P.E. LAND DRAINAGE COMMITTEE
MINUTES OF MEETING
Thursday, October 29, 2009
Best Western Royal Brock Hotel and Conference Centre
Guelph, Ontario

1.0 Attendance and Call to Order

Members Present: Tim Oliver, Chairman; Bill Dietrich, Secretary; Mike DeVos, Tom Pridham, John Kuntze

Liaison Members Present: Sid Vander Veen, OMAFRA; Davin Heinbuck, Conservation Authorities (ABCA); Art Groenveld, MTO; Pat Shaver, Office of Open Learning, University of Guelph

Absent Members: Chris Allen; Leo Christl, MNR; Gina VandenBurg, O.S.P.E.; Dana Boyter, Fisheries and Oceans Canada

Chairman Tim Oliver called the meeting to order at 9:20 a.m.

2.0 Approval of Agenda

Motion by Tom Pridham, seconded by John Kuntze, that the agenda as prepared by the chairman be accepted. Carried.

3.0 Minutes of Last Meeting

Motion by John Kuntze, seconded by Tom Pridham that the minutes of the Friday June 5, 2009 of the O.S.P.E. Land Drainage Committee Meeting as distributed be accepted. Carried.

4.0 Business Arising From the Minutes

- 4.1 LDC Chairman to send a letter to MNR requesting different MNR representatives attend the LDC meetings. Leo Christl will let us know who the MNR representative will be.
- 4.2 Chris Allen was to decommission the LDC website on the O.S.P.E. website. The new website can be found at www.landdrainageengineers.com.
- 4.3 Missed Tile Connections – John Kuntze has sent LDC recommendations to DSAO and LICO for comments.
- 4.4 LDC Expenses - Bill Dietrich is to forward LDC members expenses for 2009 to Gina VandenBurg (O.S.P.E.). We need to follow up with Gina.

5.0 Correspondence

- 5.1 Brett Ruck DSAO – has posted a sample MNR Endangered Species Act agreement on the DSAO website. www.dsao.net . Municipalities are encouraged to enter into an agreement with MNR to ensure drain maintenance will be allowed to continue in the future. These agreements must be in place by June 30, 2010.

6.0 Liaison Report – Conservation Authorities Report

Davin Heinbuck

6.1 CA Maps

CA Maps is a web portal based GIS system hosted by Conservation Ontario. Mapping is currently available for 10 Conservation Authorities. These include: Ausable Bayfield, Cataraqui, Crowe Valley, Ganaraska, Kawartha, Lakehead, Lower Trent, Mississippi Valley, St. Clair Region and Toronto Region. These are available at www.camaps.ca

6.2 Conservation Authorities Aquatics Group (CAAG)

Advised of a relatively new committee of Conservation Authority staff primarily focused on fisheries, aquatic data management and Fisheries Act review issues. Terms of Reference has been approved.

6.3 Drains Action Working Group (DAWG) and Drainage Act and Section. 28 Regulations Team (DART)

DAWG and DART reps already reporting to Land Drainage Committee through LDC working groups. Mike DeVos will still maintain his position on the DAWG and report to the LDC until the guidance document is completed. Davin can provide interpretation and updates as required. In regards to DART, Davin remains an alternate and will provide additional information where applicable.

6.4 DFO Training

DFO will be providing opportunities for CA Staff on the Risk Management Framework that is being used in Fisheries Act Reviews. Training will begin in January of 2010. There was some discussion of whether DSAO or Drainage Engineers would benefit from a Primer or Seminar on this. While the benefits are clear, a vehicle to provide this information will need to be investigated.

7.0 Liaison Report – Office of Open Learning, University of Guelph
Pat Shaver

7.1 The registrations are 89 participants for the 41st Drainage Engineers Conference . There are 9 exhibitors: Armtec, Maccaferri, Chatham Kent Ready Mix Inc., DFO, Terrafix, Phoenix Measurement Solutions, Devine and Associates, Atlantic Industries Ltd. and Corrugated Steel Pipe Institute.

7.2 The panel discussion will not be taped at the conference.

7.3 The 42nd Drainage Engineers Conference will be held on Friday October 22, 2010.

7.4 Pat will check out venues for the conference. (Best Western Royal Brock Hotel, Holiday Inn)

8.0 Liaison Report – Ministry of Agriculture, Food and Rural Affairs
Sid VanderVeen

See the OMAFRA report presented at the Drainage Practitioners meeting which is included in the 2009 proceedings of the 41st Drainage Engineers Conference.

9.0 Liaison Report – Ministry of Transportation of Ontario
Art Groenveld

9.1 Art Groenveld, MTO, Senior Drainage Engineer and Dr. Hani Farghaly, MTO, Senior Hydro Technical Engineer will be presenting a seminar from 1:00 to 4:00 pm on Thursday October 29, 2009 at the Best Western Royal Brock Hotel to review Ministry drainage policies, design criteria and construction practices.
See MTO website for details of the seminar.

10.0 Sub-Committee Report – Drains Action Working Group (D.A.W.G.)
Mike DeVos

- No meeting since June 2009
- Guidance document – DFO needs to review same
- According to Tom Hoggarth DAWG will continue
- Mike DeVos will continue as the LDC representative on the DAWG committee until the guidance document is complete and Chris Allen will fill in if Mike is unable to attend meetings.

11.0 Sub-Committee Report – Drainage Act and Section 28 Regulations Team (D.A.R.T) John Kuntze

- Last meeting was held in September 2009.
- DART met six times in 2009
- Committee has agreed to a Terms of Reference
- DART is planning to put in place guidelines and not amend the Acts.
- Progress has been made on the drafting of a best management protocol covering drain maintenance activities as well as giving background and context to the legislative overlap between the Drainage and CA programs.

12.0 New Business

12.1 (Open for Business Ontario)

The McGuinty Government is providing an opportunity to review and clarify sections of the Drainage Act and remove obsolete sections.

12.2 Motion by Tom Pridham and seconded by Mike DeVos that a recommendation be sent to Open for Business Ontario (openforbusiness@ontario.ca) to have the following changes made to Section 58(4) of the Drainage Act.

“If, at any time after the by-law is passed and before any assessments are levied, an error in the report is found or an unforeseen circumstance arises, the council of the initiating municipality may on notice to all persons assessed apply to the Tribunal to amend the report and bylaw.”

12.3 Dana Boyter, DFO no longer wants to attend our LDC meetings. LDC feels we still want a DFO contact. Tim Oliver to send Dana a letter, maybe this contact could be by means of a conference call.

13.0 Next Meeting

The next meeting will be Thursday January 21, 2010 at 10:00 a.m. at the Best Western, Lamplighter Inn, London, Ontario.

13.0 Adjournment

The meeting was adjourned at 12:30 p.m. Moved by Tom Pridham and seconded by John Kuntze.

Tim Oliver, Chairman

Bill Dietrich, Secretary