



# COUNCIL INFORMATION PACKAGE

## SUMMARY

MARCH 26, 2021

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1. **C-102-2021**  
Correspondence dated March 22, 2021 from the County of Peterborough respecting a resolution of support for the Niagara Region resolution regarding homelessness, mental health and addiction in Niagara.
2. **C-103-2021**  
Correspondence dated March 22, 2021 from the Municipality of Grey Highlands respecting a resolution of support for the Township of Howick's request to the Province of Ontario regarding the closure of the Ontario Fire College.
3. **C-104-2021**  
Correspondence dated March 23, 2021 from the Town of Fort Erie to the Honourable Doug Ford, Premier of Ontario respecting Council support of the Niagara Region motion supporting for the wine sector.
4. **C-105-2021**  
Correspondence dated March 24, 2021 from the City of Owen Sound to the Honourable Doug Ford, Premier of Ontario respecting a resolution of support for the West Grey resolution regarding municipal insurance rates.
5. **C-106-2021**  
Correspondence dated March 26, 2021 from the Town of Kingsville to Honourable Doug Ford, Premier of Ontario requesting the Province to undertake measures to support the wine sector.
6. **C-107-2021**  
Correspondence received March 26, 2021 from the Province of Ontario respecting an approval of NASM Plan 24596 for Loeffen Farms Ltd.

**From:** Martin, Marissa [mailto:MMartin@ptbocounty.ca]  
**Sent:** March 22, 2021 12:33 PM  
**To: Cc:** kelly.lotimer@niagararegion.ca; Stevenson, Kari <KStevenson@ptbocounty.ca>; Green, Katie <KGreen@ptbocounty.ca>  
**Subject:** County of Peterborough Resolution Re: Homelessness, Mental Health and Addiction in Niagara

Good Afternoon,

Please note at their meeting on March 17<sup>th</sup>, 2021 Peterborough County Council approved the following resolution:

Be it resolved that County Council supports the Niagara Region's resolution dated February 25, 2021 regarding Homelessness, Mental Health and Addiction in Niagara.

For your convenience I have attached the original letter from Niagara Region.

Should you have any questions or concerns please contact Kari Stevenson at [kstevenson@ptbocounty.ca](mailto:kstevenson@ptbocounty.ca).

Thanks,

**Marissa Martin**  
Administrative Services Assistant  
Clerk's Division/Planning  
(705) 743-0380 Ext. 2105

\* Individuals who submit letters and other information to Council should be aware that any personal information contained within their communications may become part of a public record and may be made available to the public through the Council Agenda process.

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**From:** Lotimer, Kelly <[kelly.lotimer@niagararegion.ca](mailto:kelly.lotimer@niagararegion.ca)>  
**Sent:** Thursday, March 4, 2021 1:26 PM  
**Subject:** Niagara Region Motion Respecting Homelessness, Mental Health and Addiction in Niagara

Good afternoon,

Please see the correspondence attached hereto regarding the above-noted subject matter.

[Kelly Lotimer](#)  
Legislative Coordinator  
Office of the Regional Clerk

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March 4, 2021

**CL 4-2021, February 25, 2021**  
**PHSSC 2-2021, February 16, 2021**  
**Minute Item No. 5.1, February 16, 2021**

***MEMBERS OF THE ASSOCIATION OF MUNICIPALITIES OF ONTARIO (AMO)***

***SENT ELECTRONICALLY***

Motion respecting Homelessness, Mental Health and Addiction in Niagara

Minute Item No. 5.1

Regional Council, at its meeting held on February 25, 2021, approved the following resolution from its Public Health and Social Services Committee:

WHEREAS Niagara Region prides itself as being a caring and compassionate community that continually strives to be a place where people want to live, work and play;

WHEREAS providing access to safe, adequate and affordable housing for everyone is fundamental to achieving that goal;

WHEREAS Niagara Region acknowledges that mental health, mental illness, addiction and homelessness, while important issues, are not homogenous, interchangeable or consistently interconnected, and doing so may over simplify exceptionally complex issues that require targeted policy solutions and intervention;

WHEREAS Niagara Region's 10-year Housing and Homelessness Action Plan (HHAP), A Home For All, outlines the Region's vision, challenges, and the actions required to achieve its goals;

WHEREAS Niagara Region has embarked on an ambitious effort to end chronic homelessness through participation in the national Built for Zero campaign;

WHEREAS Regional Council formally adopted Mental Health and Wellbeing (2.2) and Addressing Affordable Housing Needs (2.3) as strategic priorities for the current term of our Council;

WHEREAS a recent KPMG report commissioned by Niagara Region indicated that Council invests more levy funding than its peers into homelessness, demonstrating a steadfast commitment to addressing the issue;

WHEREAS Niagara Region acknowledges that people living in shelters are part of the crisis and not the solution;

WHEREAS Niagara Region has two planned housing projects that would directly address those in Niagara who experience chronic homelessness;

WHEREAS the implementation plan for Council's strategic objectives states that staff will identify gaps within the mental health system to increase the functionality and collaboration within it;

WHEREAS the same implementation plan directed staff to partner with Ontario Health (formally the LHIN) to review the local landscape to identify opportunities, including new investment;

WHEREAS the treatment and supports for mental illness, addiction, and homelessness are predominantly funded and directed by the Province;

WHEREAS the success of the Region's Housing and Homelessness Action Plan is dependent on a commitment of sustained and increased funding (both operational and capital) from all levels of government to address the issues of housing insecurity and homelessness in Niagara; and

WHEREAS the needs of the community far outweigh Niagara Region's available resources and funding required to effectively address these issues, and the support of both the Provincial and Federal governments are needed to meet these needs.

NOW THEREFORE BE IT RESOLVED THAT:

1. That Niagara Region Council officially **ACKNOWLEDGE** that a significant crisis exists in Niagara in regard to the prevalence of chronic homelessness and the lack of affordable housing that far surpasses the Region's ability to meet the vision dictated in its 10-year Housing and Homelessness Action Plan (HHAP);
2. That the Regional Chair **BE DIRECTED** to send advocacy letters directly to the appropriate Federal and Provincial ministries outlining Niagara's current situation and requesting additional funding be provided to ensure Niagara can meet the vision outlined in its housing action plan;
3. That the Regional Chair **BE DIRECTED** to advocate to the Minister of Municipal Affairs and Housing and the Minister of Families, Children and Social Development for the required operational funding for the planned supportive and bridge housing initiatives;
4. That Regional staff **BE DIRECTED**, in alignment with the planned review of Council's strategic priorities, to produce a report specifically highlighting the progress being made and critical gaps in regard to services related to mental health, addictions and wellbeing;
5. That Regional staff **BE DIRECTED** to continue providing Regional Council updates on the HHAP and Built for Zero initiatives;
6. That Regional staff **BE DIRECTED** to request an update from the Overdose Prevention and Education Network of Niagara (OPENN) regarding the current status of the actions being taken to address addiction related issues in Niagara; and

7. That a copy of this motion be sent to all members of the Association of Municipalities of Ontario (AMO).

Yours truly,



Ann-Marie Norio

Regional Clerk

:kl

CLK-C 2021- 044

March 22, 2021

RE: Ontario Fire College Closure

Please be advised that the Council of the Municipality of Grey Highlands, at its meeting held March 17, 2021, passed the following resolution:

**2021-195**

**Moved by Aakash Desai, Seconded by Danielle Valiquette**

**Whereas Council received the resolution 59/21 from the Township of Howick; and**

**Whereas, the Province of Ontario has announced that as of March 31, 2021 the Gravenhurst campus of the Ontario Fire College will be permanently closed; and**

**Whereas, the Province of Ontario announced plans to modernize and expand access to firefighter training in Ontario; and**

**Whereas, there has been no clear plan communicated by the Province of Ontario on how to obtain firefighter training in the absence of the Ontario Fire College campus; and**

**Whereas, there has been no clear plan communicated by the Province of Ontario on how firefighter training in Ontario will be modernized and expanded; and**

**Whereas, there has been no clear plan communicated by the Province of Ontario regarding the costs or funding for modernized and expanded firefighter training in Ontario; and**

**Whereas, the Municipality of Grey Highlands is a small municipality that operates a volunteer fire department to provide fire protection;**

**Now therefore, be it resolved that Council respectfully request a clear plan be communicated that establishes how the Province intends to modernize and expand firefighter training ensuring equal access to all municipal fire departments in Ontario, and as well, present a plan for funding to subsidize and/or regulate the cost for firefighter training in the Province of Ontario; and**

**That a copy of this resolution be forwarded to the Solicitor General, MPP Bill Walker, the Ontario Fire Marshal, the Ontario Association of Fire Chiefs, the Association of Municipalities of Ontario, and all Ontario Municipalities.  
CARRIED.**

As per the above resolution, please accept a copy of this correspondence for your information and consideration.

Sincerely,



Jerri-Lynn Levitt  
Deputy Clerk  
Council and Legislative Services  
Municipality of Grey Highlands



**Howick**  
TOWNSHIP

44816 Harriston Road, RR 1, Gorrie On N0G 1X0  
Tel: 519-335-3208 ext 2 Fax: 519-335-6208  
[www.howick.ca](http://www.howick.ca)

March 3, 2021

Premier Doug Ford

By email only [premier@ontario.ca](mailto:premier@ontario.ca)

Dear Premier Ford:

Please be advised that the following resolution was passed at the March 2, 2021 Howick Council meeting:

**Moved by Deputy Reeve Bowman; Seconded by Councillor Hargrave:**

**Whereas, the Province of Ontario has announced that as of March 31, 2021 the Gravenhurst campus of the Ontario Fire College will be permanently closed; and**

**Whereas, the Province of Ontario announced plans to modernize and expand access to firefighter training in Ontario; and**

**Whereas, there has been no clear plan communicated by the Province of Ontario on how to obtain firefighter training in the absence of the Ontario Fire College campus; and**

**Whereas, there has been no clear plan communicated by the Province of Ontario on how firefighter training in Ontario will be modernized and expanded; and**

**Whereas, there has been no clear plan communicated by the Province of Ontario regarding the costs or funding for modernized and expanded firefighter training in Ontario; and**

**Whereas, the Township of Howick is a small rural municipality that operates a volunteer fire department to provide fire protection;**

**Now therefore, be it resolved that Council respectfully request a clear plan be communicated that establishes how the Province intends to modernize and expand firefighter training ensuring equal access to all municipal fire departments in Ontario, and as well, present a plan for funding to subsidise and or regulate the cost for firefighter training in the Province of Ontario. Carried.**

**Resolution No. 59/21**

If you require any further information, please contact this office, thank you.

Yours truly,

*Carol Watson*

Carol Watson, Clerk  
Township of Howick

Cc Solicitor General Sylvia Jones  
Huron-Bruce MPP Lisa Thompson  
Ontario Fire Marshal Jon Pegg  
Ontario Association of Fire Chiefs Mark McDonald  
AMO President Graydon Smith  
All Ontario Municipalities





## Community Services

Received March 23, 2021  
C-104-2021

### Legislative Services

March 23, 2021

File #120203

Sent via email: [premier@ontario.ca](mailto:premier@ontario.ca)

The Honourable Doug Ford, Premier of Ontario  
Room 281, Legislative Building, Queen's Park  
Toronto, ON M7A 1A1

Honourable and Dear Sir:

**Re: Niagara Region – Support for the Wine Sector**

Please be advised the Municipal Council of the Town of Fort Erie at its meeting of March 22, 2021 received and supported correspondence from the Niagara Region dated March 5, 2021 urging the Province of Ontario to support the Wine Sector.

Attached please find a copy of the Niagara Region's correspondence dated March 5, 2021.

Thank you for your attention to this matter

Yours very truly,

Carol Schofield, Dipl.M.A.  
Manager, Legislative Services/Clerk

[cschofield@forterie.ca](mailto:cschofield@forterie.ca)

CS:dlk / Attach

c.c.

The Honourable Peter Bethanfalvy, Minister of Finance [minister.fin@ontario.ca](mailto:minister.fin@ontario.ca)

The Honourable Ernie Hardeman, Minister of Agriculture, Food and Rural Affairs [minister.omafr@ontario.ca](mailto:minister.omafr@ontario.ca)

Dean Ellison, MP [dean.allison@parl.gc.ca](mailto:dean.allison@parl.gc.ca)

Chris Bittle, MP, St. Catharines [chris.bittle@parl.gc.ca](mailto:chris.bittle@parl.gc.ca)

Tony Baldinelli, MP, Niagara Falls [Tony.Baldinelli@parl.gc.ca](mailto:Tony.Baldinelli@parl.gc.ca)

Vance Badawey, MP, Niagara Centre [vance.badawey@parl.gc.ca](mailto:vance.badawey@parl.gc.ca)

Jeff Burch, MPP, Niagara Centre [jburch-gp@ndp.on.ca](mailto:jburch-gp@ndp.on.ca)

Sam Oosterhoff, MPP, Niagara West [sam.oosterhoff@pc.ola.org](mailto:sam.oosterhoff@pc.ola.org)

Jennifer Stevens, MPP, St. Catharines [JStevens-co@ndp.on.ca](mailto:JStevens-co@ndp.on.ca)

Wayne Gates, MPP, Niagara Falls [wgates-co@ndp.on.ca](mailto:wgates-co@ndp.on.ca)

Local Area Municipalities

The County of Prince Edward [ccurtis@pecounty.on.ca](mailto:ccurtis@pecounty.on.ca)

Township of Pelee [info@pelee.ca](mailto:info@pelee.ca)

Town of Amherstburg [inquiry@amherstburg.ca](mailto:inquiry@amherstburg.ca)

Town of Kingsville [jastrologo@kingsville.ca](mailto:jastrologo@kingsville.ca)

Municipality of Leamington [info@leamington.ca](mailto:info@leamington.ca)

Municipality of Chatham-Kent [ckinfo@chatham-kent.ca](mailto:ckinfo@chatham-kent.ca) Municipality of

West Elgin [westelgin@westelgin.net](mailto:westelgin@westelgin.net)

City of St. Thomas [info@stthomas.ca](mailto:info@stthomas.ca)

Town of Aylmer [jbrick@town.alymer.on.ca](mailto:jbrick@town.alymer.on.ca)

Grape Growers of Ontario [info@grapegrowersofontario.ca](mailto:info@grapegrowersofontario.ca)

Ontario Craft Wineries (formerly Wine Council of Ontario) [richard.linley@ontariocraftwineries.ca](mailto:richard.linley@ontariocraftwineries.ca)

Mailing Address:

The Corporation of the Town of Fort Erie  
1 Municipal Centre Drive, Fort Erie ON L2A 2S6

Office Hours 8:30 a.m. to 5:00 p.m. Phone: (905) 871-1600 FAX: (905) 871-4022

Web-site: [www.forterie.ca](http://www.forterie.ca)

**Administration**

Office of the Regional Clerk

1815 Sir Isaac Brock Way, PO Box 1042, Thorold, ON L2V 4T7

Telephone: 905-685-4225 Toll-free: 1-800-263-7215 Fax: 905-687-4977

[www.niagararegion.ca](http://www.niagararegion.ca)

March 5, 2021

**CL 4-2021, February 25, 2021**  
**PEDC 2-2021, February 17, 2021**  
**PDS-C 10-2021, February 17, 2021**

***DISTRIBUTION LIST***
***SENT ELECTRONICALLY***
**RE: Motion respecting Support for the Wine Sector**

Regional Council, at its meeting of February 25, 2021, approved the following motion from its Planning & Economic Development Committee:

WHEREAS the Ontario wine industry supports directly and indirectly over 18,000 full-time equivalent jobs; and Niagara is Ontario's largest wine growing region responsible for over 90% of Ontario's grape production;

WHEREAS, with 2.4 million annual visitors, Niagara's wine sector has developed unique experiential destination tourism, enhanced by the proximity to Niagara Falls;

WHEREAS COVID-19 has had significant impacts on Ontario's wine industry – a key contributor to Niagara's economy and tourism sector; and

WHEREAS to build back a stronger, more sustainable economy, there is a need to unlock the potential of Ontario's grape and wine industry.

**NOW THEREFORE BE IT RESOLVED:**

1. That Niagara Region **CALLS** on the Province of Ontario to create a level playing field and to provide Ontario's entrepreneurial wine industry with opportunities to invest more into innovation and job creation while providing consumer choice and convenience for the purchase of Ontario wines;
2. That the Province **BE URGED** undertake the following:
  - Eliminate the 6.1% tax applied to VQA and 100% Ontario-grown wines on sales in the 2021 Budget;
  - Enable Ontario wines to offer direct delivery, with margin, to grocery stores;
  - Establish long-term VQA wine support programs at the LCBO that would increase shelf space for VQA wines and;
  - Eliminate import taxes on 100% Ontario VQA wines
  - Continue working towards more equitable inter-provincial trade on wines
3. That this motion **BE CIRCULATED** to municipalities in Niagara, Prince Edward County and Lake Erie North Shore and to the Premier, Minister of Finance and Minister of Agriculture, Food and Rural Affairs, Grape Growers of Ontario, Wine Council of Ontario, the local MPs and MPPs.

Yours truly,



Ann-Marie Norio  
Regional Clerk  
:me

CLK-C 2021-030

Distribution List:

- Hon. Premier Doug Ford
- Hon. Peter Bethanfaly, Minister of Finance
- Hon. Ernie Hardeman, Minister of Agriculture, Food and Rural Affairs
- Dean Allison, MP, Niagara West
- Chris Bittle, MP, St. Catharines
- Tony Baldinelli, MP, Niagara Falls
- Vance Badawey, MP, Niagara Centre
- Jeff Burch, MPP, Niagara Centre
- Sam Oosterhoff, MPP, Niagara West
- Jennifer Stevens, MPP, St. Catharines
- Wayne Gates, MPP, Niagara Falls
- Local Area Municipalities
- The County of Prince Edward
- Township of Pelee
- Town of Amherstburg
- Town of Kingsville
- Municipality of Leamington
- Municipality of Chatham-Kent
- Municipality of West Elgin
- City of St. Thomas
- Town of Aylmer
- Grape Growers of Ontario
- Ontario Craft Wineries (formerly Wine Council of Ontario)

Received March 24, 2021  
C-105-2021

March 24, 2021

Hon. Doug Ford  
Premier of Ontario  
Legislative Building, Queen's Park  
Toronto, ON M7A 1A1  
[premier@ontario.ca](mailto:premier@ontario.ca)

Dear Premier Ford:

**Re: Support for West Grey Resolution – Municipal Insurance Rates**

At its Regular meeting held on March 15, 2021, the Council of the Corporation of the City of Owen Sound considered the above noted matter and passed Resolution No. R-210315-010 as follows:

R-210315-010

**"THAT in consideration of correspondence received February 24, 2021 from the Director of Administration/Clerk, West Grey respecting Municipal Insurance Rates, City Council directs staff to send a letter in support of the resolution passed by the Council of the Corporation of the Municipality of West Grey to the Premier of Ontario, Minister of Finance, Attorney General of Ontario, MPP for Bruce-Grey-Owen Sound, and all municipalities in Ontario."**

The resolution passed by the Corporation of the Municipality of West Grey is as follows:

"The Council of the Corporation of the Municipality of West Grey hereby supports the resolution of The Municipality of Grey Highlands dated January 22, 2021 wherein they call on the Province of Ontario to review the seven recommendations of AMO to investigate the following municipal insurance issues, as insurance premiums will soon be out of reach for many communities:

1. The provincial government adopt a model of full proportionate liability to replace joint and several liability.
2. Implement enhancements to the existing limitations period including the continued applicability of the existing 10-day rule on slip and fall cases given recent judicial interpretations and whether a one-year limitation period may be beneficial.
3. Implement a cap for economic loss awards.

4. Increase the catastrophic impairment default benefit limit to \$2 million and increase the third-party liability coverage to \$2 million in government regulated automobile insurance plans.
5. Assess and implement additional measures which would support lower premiums or alternatives to the provision of insurance services by other entities such as non-profit insurance reciprocals.
6. Compel the insurance industry to supply all necessary financial evidence, including but not limited to, premiums, claims and deductible limit changes which support its own and municipal arguments as to the fiscal impact of joint and several liability.
7. Establish a provincial and municipal working group to consider the above and put forward recommendations to the Attorney General; and

That this motion be provided to the Premier of Ontario, Minister of Finance, Attorney General of Ontario, MPP for Bruce-Grey-Owen Sound and all municipalities in Ontario.”

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,



Jamie Eckenswiler, AMP  
Deputy Clerk  
City of Owen Sound

cc. Hon. Peter Bethlenfalvy, Minister of Finance  
Hon. Doug Downey, Attorney General  
Hon. Bill Walker, MPP Bruce-Grey-Owen Sound  
All Ontario Municipalities



2021 Division Road North  
Kingsville, Ontario N9Y 2Y9  
Phone: (519) 733-2305  
www.kingsville.ca  
kingsvilleworks@kingsville.ca

Received March 26, 2021  
C-106-2021

**SENT VIA EMAIL**

March 26, 2021

The Honourable Doug Ford  
Premier of Ontario  
Legislative Building  
Queen's Park  
Toronto, ON M7A 1A1

Dear Premier:

**RE: MOTION RESPECTING SUPPORT FOR THE WINE SECTOR**

At its Regular Meeting held on March 8, 2021 Council of the Town of Kingsville passed the following Resolution:

**"204-2021**

**Moved By** Mayor Nelson Santos

**Seconded By** Councillor Larry Patterson

WHEREAS the Ontario wine industry supports directly and indirectly over 18,000 full-time equivalent jobs; and Ontario is the largest wine growing region in Canada responsible for over 2/3 of Canada's grape production;

AND WHEREAS with 2.4 million annual visitors to Ontario's wine regions, Lake Erie North Shore's wine sector has developed unique experiential destination tourism, enhanced by the proximity to the City of Windsor;

AND WHEREAS COVID-19 has had significant impacts on Ontario's wine industry--a key contributor to Lake Erie North Shore's economy and tourism sector;

AND WHEREAS to build back a stronger, more sustainable economy, there is a need to unlock the potential of Ontario's grape and wine industry.

NOW THEREFORE BE IT RESOLVED:

That the Town of Kingsville calls on the Province of Ontario to pursue a level playing field and to provide Ontario's entrepreneurial wine industry with opportunities to invest more into innovation and job creation while providing consumer choice and convenience for the purchase of Ontario wines;

And Further That the Province undertake the following:

- Eliminate or reduce the 6.1% tax applied to VQA (100% Ontario-grown) wines on sales in the 2021 Budget;
- Enable Ontario wines to offer direct delivery, with margin, to grocery stores;
- Establish long-term VQA wine support programs at the LCBO that would increase shelf space for VQA wines; and
- Eliminate import taxes on 100% Ontario VQA wines;

And Further That this motion BE CIRCULATED to municipalities in Niagara and Prince Edward County and to MPP Taras Natyshak, MPP Rick Nicholls, the

Premier, the Minister of Finance and the Minister of Agriculture, Food and Rural Affairs.”

If you require any further information, please contact the undersigned.

Yours very truly,



Sandra Kitchen  
Deputy Clerk-Council Services  
Legislative Services Department  
skitchen@kingsville.ca

cc: Hon. Peter Bethlenfalvy, Minister of Finance [peter.bethlenfalvy@pc.ola.org](mailto:peter.bethlenfalvy@pc.ola.org)  
cc: Hon. Ernie Hardeman, Minister of Agriculture, Food and Rural Affairs [ernie.hardeman@pc.ola.org](mailto:ernie.hardeman@pc.ola.org)  
cc: Municipalities in Niagara and Prince Edward County  
cc: MPP Rick Nicholls -Chatham-Kent - Leamington  
cc: MPP Taras Natyshak-Essex

**Approval of NASM Plan 24598**  
**Under Ontario Regulation 267/03, as amended**  
*Nutrient Management Act, 2002*

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PLEASE USE YOUR NASM PLAN NUMBER WHENEVER YOU CONTACT THE MINISTRY BY TELEPHONE, E-MAIL, POST OR OTHER MEANS. IT WILL ASSIST THE MINISTRY TO LOCATE YOUR NUTRIENT MANAGEMENT FILE AS QUICKLY AS POSSIBLE.

PURSUANT TO THE ACT AND REGULATION, AS AMENDED, AND SUBJECT TO THE FOLLOWING CONDITIONS, APPROVAL IS GRANTED FOR THE NASM PLAN IDENTIFIED BY THE SUBMISSION NUMBER 24598 AND FOUND IN SCHEDULE B OF THIS APPROVAL.

THIS APPROVAL APPLIES ONLY TO THE:

1. *AGRICULTURAL OPERATION,*
2. *NASM PLAN AREA, AND THE*
3. *MATERIALS*

DESCRIBED IN THE APPROVED NASM PLAN.

THIS APPROVAL IS GRANTED TO THE OWNER OF THE AGRICULTURAL OPERATION AS DESCRIBED IN SCHEDULE B, BECAUSE THE DIRECTOR IS SATISFIED THAT THERE IS NOTHING UNDER THE ACT OR THE REGULATION THAT PREVENTS THE ISSUANCE OF THIS APPROVAL.

**LOEFFEN FARMS LTD., (“Owner“)**  
**42569 Hwy 3**  
**Wainfleet, ON, Canada**  
**LOS 1VO**

Schedules

This Approval incorporates Schedules A and B (The “Approval”) attached hereto.

<b>Schedule</b>	<b>Description</b>
A	Reasons for Conditions
B	NASM Plan Approvals Submission

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# Approval of NASM Plan 24598

## Under Ontario Regulation 267/03, as amended

*Nutrient Management Act, 2002*

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### Definitions

For the purposes of this Approval, the following terms shall have the meaning described below:

- a) “Act” means the *Nutrient Management Act, 2002*, S.O. 2002, c.4, as amended;
- b) “Agricultural Operation” means agricultural operation as defined in the Act;
- c) “Approval” means this approval;
- d) “Director” means a Director appointed under section 3 (1) of the Act;
- e) “Land Application Schedule” means the report of that name generated by NMAN3 or an alternative report as approved by the Director which documents the planned NASM application rate;
- f) Ministry means the Ministry of Agriculture, Food and Rural Affairs;
- g) “NMAN3” means the most recent version of the software tool developed by the Ontario Ministry of Agriculture, Food and Rural Affairs;
- h) “NASM Plan” means the NASM plan approved by this Approval and includes the NASM Plan Approvals Submission and Land Application Schedule prepared in accordance with Condition 6.
- i) “NASM Plan Area” means NASM Plan Area as defined in the Regulation;
- j) “NASM Plan Area with Respect to this Approval” means the properties described in Schedule “B” of this Approval, as amended, and as recorded in accordance with condition 7 of this Approval;
- k) “NASM Plan Developer” means a person that holds a valid NASM Plan Development Certificate issued under section 102 of the Regulation;
- l) “NASM” means non-agricultural source material as defined in the Regulation;
- m) “Nutrient” means nutrient as defined in the Act;
- n) “Operation with Respect to this Approval” means the Agricultural Operation described in Schedule “B” of this Approval.
- o) “Post Application Report” means the report of that name generated by NMAN3 or an alternative report as approved by the Director and documents the quantity of NASM applied to a NASM Application Area;
- p) “Regulation” means Ontario Regulation 267/03, as amended; and
- q) “Specified NASM” means a NASM listed in the Approved NASM Plan Approvals Submission.

## Approval of NASM Plan 24598 Under Ontario Regulation 267/03, as amended *Nutrient Management Act, 2002*

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### Interpretation

1. Where there is a conflict between a provision of the Act or the Regulation and any condition of this Approval, the provision of the Act or Regulation shall take precedence. Where there is a conflict between a provision in Schedule “B” of this Approval and any other provision of this Approval, the Approval shall prevail.
2. The conditions of this Approval are severable. If any condition of this Approval or the application of any condition of this Approval to any circumstance is held invalid or unenforceable, the application of such condition to other circumstances and the remainder of this Approval shall not be thereby affected.
3. The issuance of, and compliance with, this Approval does not relieve the Owner of any obligation to comply with any provision of any applicable statute, regulation or other legal requirement.

### Conditions

This Approval is subject to the following conditions:

#### General

1. The Owner shall manage, store and apply NASM at the NASM Application Areas approved under this NASM Plan in accordance with the Regulation, the Nutrient Management Protocol and the conditions of this Approval.
2. The Owner shall
  - a. Keep any records made relating to this Approval in a safe place at the location of the Operation with Respect to this Approval, and
  - b. Upon request of the Director or Provincial Officer (as defined in the NMA), furnish any information requested by such persons with respect to compliance with this approval, including but not limited to, any records required to be kept under this approval.
3. Notwithstanding anything in this Approval, the Owner shall manage the NASM applied or stored on the NASM Plan Area with Respect to this Approval in a manner that does not cause an adverse effect as described in section 18(3) of the Act.
4. The NASM Plan starts no earlier than the date on which the Director signed the approval.

## Approval of NASM Plan 24598 Under Ontario Regulation 267/03, as amended *Nutrient Management Act, 2002*

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### Land Application

5. The Owner shall cause a copy of this approved NASM Plan to be kept at the NASM Plan Area during times when NASM is being land applied.
6. The Owner shall cause a copy of the Land Application Schedule, prepared by a NASM Plan Developer for this approved NASM Plan and using the most recently available NASM analysis, to be kept at the NASM Plan Area during times when NASM is being land applied.
7. Within 21 days of completing the land application of the Specified NASM to the NASM Application Area, the Owner must obtain a copy of a Post Application Report prepared by a NASM Plan Developer documenting the type, quantity and nutrient loadings applied to the site.

### Changes in the Plan

8. Without an amendment to the NASM Plan Approvals Submission approved by the Director,
  - a. no NASM may be received at, stored in or applied to land or a nutrient storage facility or site that is not included in the NASM Plan Area described in the NASM Plan; *and*
  - b. Source and types of NASM that are not included in the NASM Plan may not be received at, stored on or applied to the NASM Plan Area described in the NASM Plan.

### Timing of record keeping requirement

9. The Owner shall keep the Land Application Schedule and the Post Application Report records as required under Part XI of the Regulation.
10. The records shall be kept for five years from the last date of land application of the specified NASM.

### Change of Information

11. The Owner shall notify the Director in writing within thirty (30) days of the occurrence of any changes in the following information:
  - The ownership of the Operation with Respect to this Approval;
  - The Operator of the Operation with Respect to this Approval;
  - The address of the Owner or Operator of the Operation with Respect to this Approval;
  - The partners, where the Owner or Operator of the Operation with Respect to this Approval is or at any time becomes a partnership and a copy of the most recent declaration filed

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pursuant to the *Business Names Act*, R.S.O. 1990, c.B.17, shall  
be included in the notification.

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**IMPORTANT**

In accordance with Section 9 of the *Nutrient Management Act, 2002*, you may by written notice that you serve upon me and the Environmental Review Tribunal **within 15 days of receipt of this Notice**, require a hearing by the Tribunal. This section provides that the Notice requiring a hearing shall state:

- (a) the portions of the approval in respect of which the hearing is required; and
- (b) the grounds on which the applicant for the hearing intends to rely at the hearing.

*Nutrient Management Act 2002, s. 9 (6).*

In addition to these legal requirements, you should also include:

- your name and address
- the operation identifier
- the name of the Director who signed the approval.

This Notice requiring a hearing should be signed and dated by yourself, and must be served upon:

**The Secretary**  
**Environmental Review Tribunal**  
**655 Bay Street, 15<sup>th</sup> Floor**  
**Toronto, Ontario**  
**M5G 1E5**

and

**The Director, Approvals**  
**Environmental Management Branch**  
**Ministry of Agriculture, Food and Rural**  
**Affairs**  
**1 Stone Road West**  
**Guelph, Ontario**  
**N1G 4Y2**

Further information on the Environmental Review Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Email: [ERTTribunalSecretary@ontario.ca](mailto:ERTTribunalSecretary@ontario.ca) or Tel: (416) 212-6349, Toll Free 1-866-448-2248 or Fax: (416) 314-3717, Toll Free Fax: 1-877-849-2066 or [www.ert.gov.on.ca](http://www.ert.gov.on.ca) or TTY 1-800-855-1155.

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Director  
Section 3, *Nutrient Management Act, 2002*

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**Schedule A**

Reasons for Conditions

The reason for condition 1 is to ensure that the standards of the Regulations are being followed by the person(s) applying the NASM. .

The reason for conditions 2, 9 and 10 is to ensure that detailed records of the Approval and records relating to the Approval are maintained for information and inspection purposes.

The reason for condition 3 is to clarify the obligation to avoid adverse environmental effects and to further ensure the protection of the environment.

The reason for condition 4 is to clarify that the NASM Plan cannot start prior to approval.

The reason for conditions 5, 6 and 7 is to ensure that the application rate and nutrient additions are documented and provided to the Owner and the applicator.

The reason for condition 8 is to clarify that:

- a) NASM may only be received, stored or land applied on property included in the Approvals Submission, and
- b) Only NASM that is identified in the Approvals Submission may be received at the operation.

The reason for condition 11 is to ensure that any of the listed changes are communicated to the Director so that the Director can assess whether the change(s) impacts on this Approval.

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**Schedule B**

NASM Plan Approvals Submission

**General Information**

Any false or misleading information submitted by the applicant in this document may result in the invalidation of any approvals or permits granted, and prosecution in accordance to the provisions of the Nutrient Management Act, 2002.

Please ensure you retain a copy of the completed NASM plan for your records. Please note, approved NASM plan approval submissions will not be returned. It is your responsibility to keep copies of the documents that comprise your NASM plan.

You will be contacted by OMAFRA staff if you are required to provide additional information during the review process.

This Approval is in effect for the following period:

- a. From the later of:
  - (i) the NASM Plan start date as set out in this Approval (March 12, 2021); and
  - (ii) the date the Approval is signed by the Director
- b. To: December 31, 2025, except in the case where the suspension, revocation or cessation sections in O. Reg. 267/03 may otherwise apply.

**Reason for Submission**

This document has been prepared for **approval**

**List of Required Appendices**

- Appendix A: Overview of the Operation
- Appendix B: Additional Storage Information
- Appendix C: Soil Sample Results
- Appendix D: NASM Sample Results (if required)

**Preparer Information**

Shawn McBurney (#NASM19194)  
Land Manager  
Thomas Nutrient Solutions  
8923 Chippawa Creek Rd  
Niagara Falls, ON, Canada L2H 2Y6  
Phone #1: 905.321.0394  
Email: shawn.mcburney@thomasnutrientsolutions.com

**Agricultural Operation Information**

Federal Business Number: [REDACTED]  
Operation Type: Corporation  
Legal Farm Name: LOEFFEN FARMS LTD.  
Operator Contact Information  
Harold Loeffen  
42569 Hwy 3  
Wainfleet, ON, Canada L0S 1V0  
Phone #1: 905.658.3989

Owner is the same as the operator

**Material Source Summary****Niagara Liquid**

Niagara Region Sewage Biosolids

Form: Liquid  
Category: 3  
NASM Type: 11a. Liquid anaerobically digested sewage biosolids  
Material Generator: Regional Municipality of Niagara  
Garner Road Biosolids Facility  
8719 Chippawa Creek Road  
Niagara Falls, ON, Canada L2E 6V8  
Phone #1: 905-685-1517

Metals Content (CM) Level: CM2  
Pathogen Content (CP) Level: CP2  
Odour Category (OC): OC1

Beneficial Use (to be confirmed at time of land application)



**Farm Unit Summary****Loeffen- Moore**

## This farm:

Receives ASM  
Receives Commercial Fertilizer  
Receives NASM

Status: Owned

## Farm Location

Regional Municipality of Niagara, Township of Wainfleet  
WAINFLEET, Concession: 2, Lot: 16

Roll Number(s) 271400000430400

911 Address:

**NASM Plan Area Summary****NASM Application Area****Loeffen- Moore, Field 1**

## Concession/Lot:

WAINFLEET, Concession: 2, Lot: 16

## Roll Number(s):

271400000430400

Field is within 150 m (492 ft) of surface water

Field contains or is adjacent to surface water

Tillable Area: 50 ac

Area for Material: 47.5 ac

Slope Near Surface Water: 2%

Soil Series: Toledo

Soil Texture: Silty Clay Loam

Minimum Depth to Bedrock: &gt; 100 cm

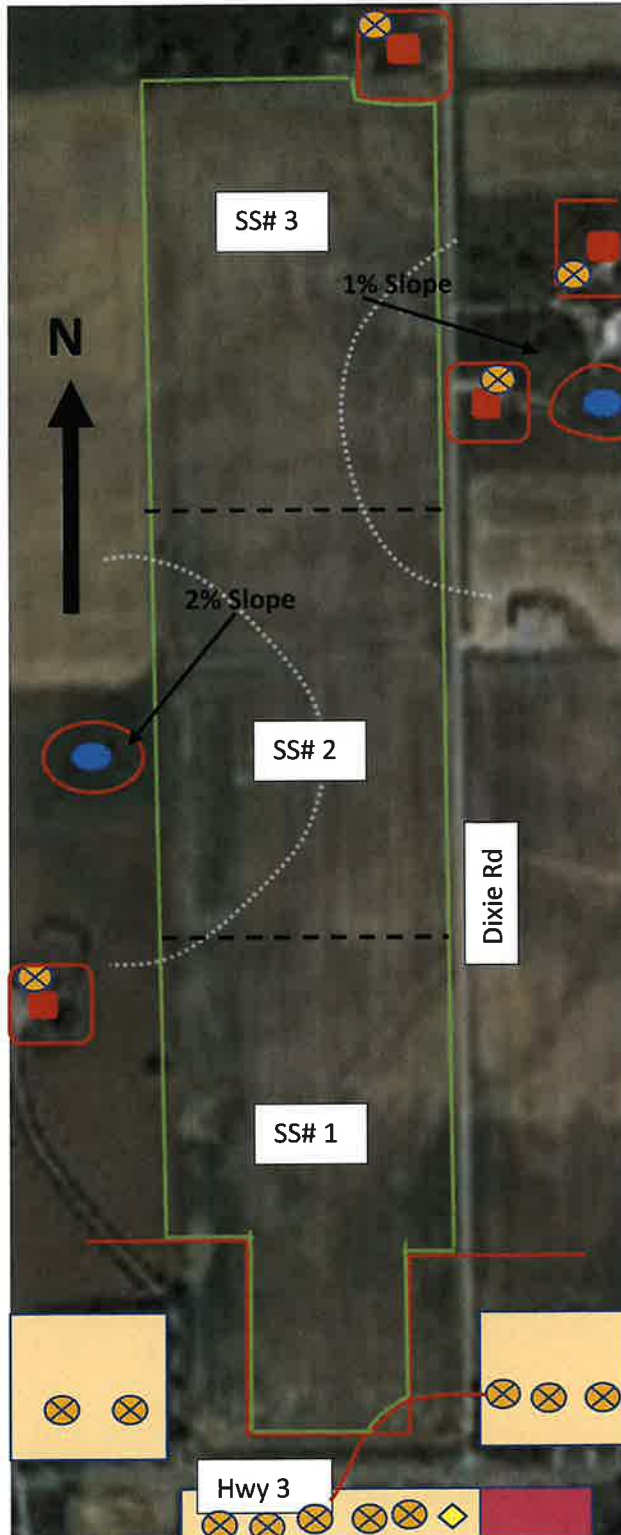
Hydrologic Soil Group: D

Soil parameters conform with S. 98.0.12 &amp; 98.0.17

**Flag Summary****Proof of Incorporation (Loeffen-Moore)**

The farm business number or corporate profile must be provided.

# Harold Loeffen – Moore Farm



**Total Tillable Area:** 50 acres  
**Total Useable Area:** 47.5 acres

Maximum Sustained Slope within 150m  
 Of surface water = 2%

Site Inspection completed by  
 Shawn McBurney on  
 May 13, 2019

Map not to scale

**Features** (See map for location)

Tile Drained	No
Tile Inlet	No
Tile Outlet	No
Soil Depth > 50cm	Yes
Bedrock Outcrops	No
Area Subject to Ponding	No
Dwellings within 25m	Yes
Residential area within 50m	Yes
Commercial Buildings within 50m	Yes
Community Building within 50m	No
Institution within 50m	No
Municipal Wells within 100m	No
Other Wells within 90m	Yes
Surface Water within 150m	Yes

**Legend**

	House (25m Setback)
	Residential Area (50m setback)
	Commercial Property (50m setback)
	Dug Well (90m setback)
	Cistern
	Surface Water (20m setback)
	Spreadable Area
	Soil Sample Line
	150m to Surface Water

## **Overview of Operation – Harold Loeffen**

### **1. Reason for Submission**

This NASM Plan is being submitted for approval.

### **2. Type and Size of Operation**

Harold farms around 2000 acres, and he wishes to apply NASM to one of his farms this year which is 47.5 acres in size. Mr. Loeffen has a crop rotation on this farm as wheat followed by corn and then 2 years of soybeans. More detailed information is proved in the NMAN3 printout.

### **3. Livestock Facilities**

Mr. Loeffen has no livestock facilities associated with this NASM plan.

### **4. NASM Storages**

There are no storage facilities associated with this farm unit.

### **5. NASM Material**

This farm unit will receive liquid anaerobically digested sewage biosolids from the Regional Municipality of Niagara water and wastewater treatment plants. The Region produces 300,000 cubic meters of biosolids annually from its water and wastewater treatment plants. The material is transported from its water and wastewater plants to storage lagoons at the Garner Road Biosolids Management Facility, where further digestion and supinating takes place. When the total solids reaches 4% the digested biosolids are transferred directly from the lagoons to farm fields for land application. Biosolids samples are collected twice every month and results are received within 7-10 days. This material is classified as a Category 3 NASM, OC 1, CM2, CP2 under O.Reg.267/03