

January 2, 2018

**To:** Implementing Bodies of the Ausable Bayfield and Maitland Valley Source Protection Plans, via email

**Re: Notice of Public Consultation - Proposed Amendments to Source Protection Plans**

On behalf of the Ausable Bayfield and Maitland Valley Source Protection Authorities, please be advised of the proposed amendments to the approved Source Protection Plans for the Ausable Bayfield Maitland Valley (ABMV) Source Protection Region. This Notice of Amendments is being sent as a requirement under Section 48 of Ontario Regulation 287/07 under the *Clean Water Act, 2006*.

These amendments will be posted at [www.sourcewaterinfo.on.ca](http://www.sourcewaterinfo.on.ca) for Public Consultation from January 3<sup>rd</sup> to February 8<sup>th</sup>, 2018. Hard copies will also be available at the offices of the Ausable Bayfield and Maitland Valley Conservation Authorities. Property owners that may be impacted by this amendment will also be sent a Notice and an information package.

Two open houses have been scheduled for the following locations:

Blyth	Varna
Monday January 22, 2018	Tuesday January 23, 2018
Blyth and District Community Centre	Stanley Community Centre Complex
377 Gypsy Lane, Blyth	38594 Mill Road, Varna
3:30p.m. to 7:00 p.m.	4:00 p.m. to 7:00 p.m.

The proposed amendments include new technical work and maps to incorporate both new and revised wellhead protection areas. A revision to the Restricted Land Use policy (P.12.1) and Risk Management Plan timeline policy (P.12.2) is also proposed. Other than policies P.12.1 and P.12.2, there are no proposed policy changes to the approved Source Protection Plans. However, the existing Source Protection Plan policies would now apply to the new wellhead protection areas (WHPAs).

### **Summary of Proposed Amendments to the Source Protection Plans:**

1. Revision to the Blyth Wellhead Protection Area to include new well #5 in the Municipality of North Huron.
2. Addition of the Varna municipal drinking water system. This former community well system was assumed by the Municipality of Bluewater in 2017.
3. Adjustment of the Molesworth Wellhead Protection Area as a result of a replacement well that was drilled next to the existing well building.
4. Adjustment of the Benmiller Wellhead Protection Area as a result of a replacement well near the existing well building.
5. Revision of the Dungannon Wellhead Protection Area to reflect recent removal of well # 1, which was decommissioned in 2017 due to elevated arsenic levels.
6. Addition of the Ripley municipal drinking water system, in the Township of Huron-Kinloss. Ripley is located in the Saugeen Source Protection Area (SPA), outside the ABMV source protection region. However, as a result of recent changes to the drinking water system and subsequent re-delineation of the WHPA, the Ripley WHPA now extends into the Maitland Valley SPA. As such, the system must be included in the Maitland Valley Source Protection Plan (SPP).
7. Revision of Policy P.12.1 - Restricted Land Use: This policy would be revised to allow Risk Management Officials to provide written direction to municipal staff about the types of applications that could be excluded from CWA, Part IV Section 59 screening, allowing more flexibility in the type of applications that require review by Risk Management Officials.

#### Current Section 59 Policy:

##### **Policy P.12.1 – Section 59 Restricted Land Use Policy**

*In accordance with Section 59(1) of the Clean Water Act, all land uses set out within the official plans or zoning by-laws for the municipalities where this Source Protection Plan is in effect, are designated as restricted land uses in all areas where designated threats are or would be significant. In effect, a person shall not construct or change the use of a building in any location, or make an application under the Planning Act or Condominium Act where Section 57 (Prohibition) or Section 58 (Risk Management Plan) applies unless the Risk Management Official issues a notice under S. 59 to the person.*

#### Proposed addition to above policy:

*Despite the above policy, a Risk Management Official may issue written direction specifying the circumstances under which a planning authority or building official may be permitted to make the determination that a site-specific land use is not designated for the purposes of Section 59. Where such direction has been issued, a site-specific land use that is the subject of an application for approval under the Planning Act or the Condominium Act, or for a permit under the Building Code Act, is not designated for the purposes of Section 59, provided that the planning authority or building official, as the case may be, is satisfied that:*

- *The application complies with the circumstances specified in the written direction from the Risk Management Official; and*
- *The applicant has demonstrated that a significant drinking water threat activity designated for the purposes of Section 57 or 58 will not be engaged in, or will not be affected by the application.*

**8. Revision of Policy P.12.2 – Effective Date for Section 58 Risk Management Plan Policies:**  
This policy would be revised to extend the timeline for risk management plan completion from **three years to five years**. This extension is proposed in order to permit all municipally appointed Risk Management Officials to work co-operatively with affected landowners in preparing Risk Management Plans geared to protecting sources of municipal drinking water. In addition, the five-year timeline is consistent with neighbouring regions and will allow landowners additional time to comply with the policies.

***Policy P.12.2 – Effective Date for Section 58 Risk Management Plan Policies***

*For the purpose of section 58(3) of the Clean Water Act, 2006, the date the policies regarding regulated activities comes into full force and effect is ~~three~~ **five** years from the date the Source Protection Plan comes into full force and effect.*

In addition to these proposed amendments, other minor grammatical and wording changes (as defined under Section 51 of the Clean Water Act, 2006) will be completed.

Please provide any comments to me by **February 08, 2018**.

If you have any questions about the proposed amendments, please do not hesitate to contact me.

Yours sincerely;

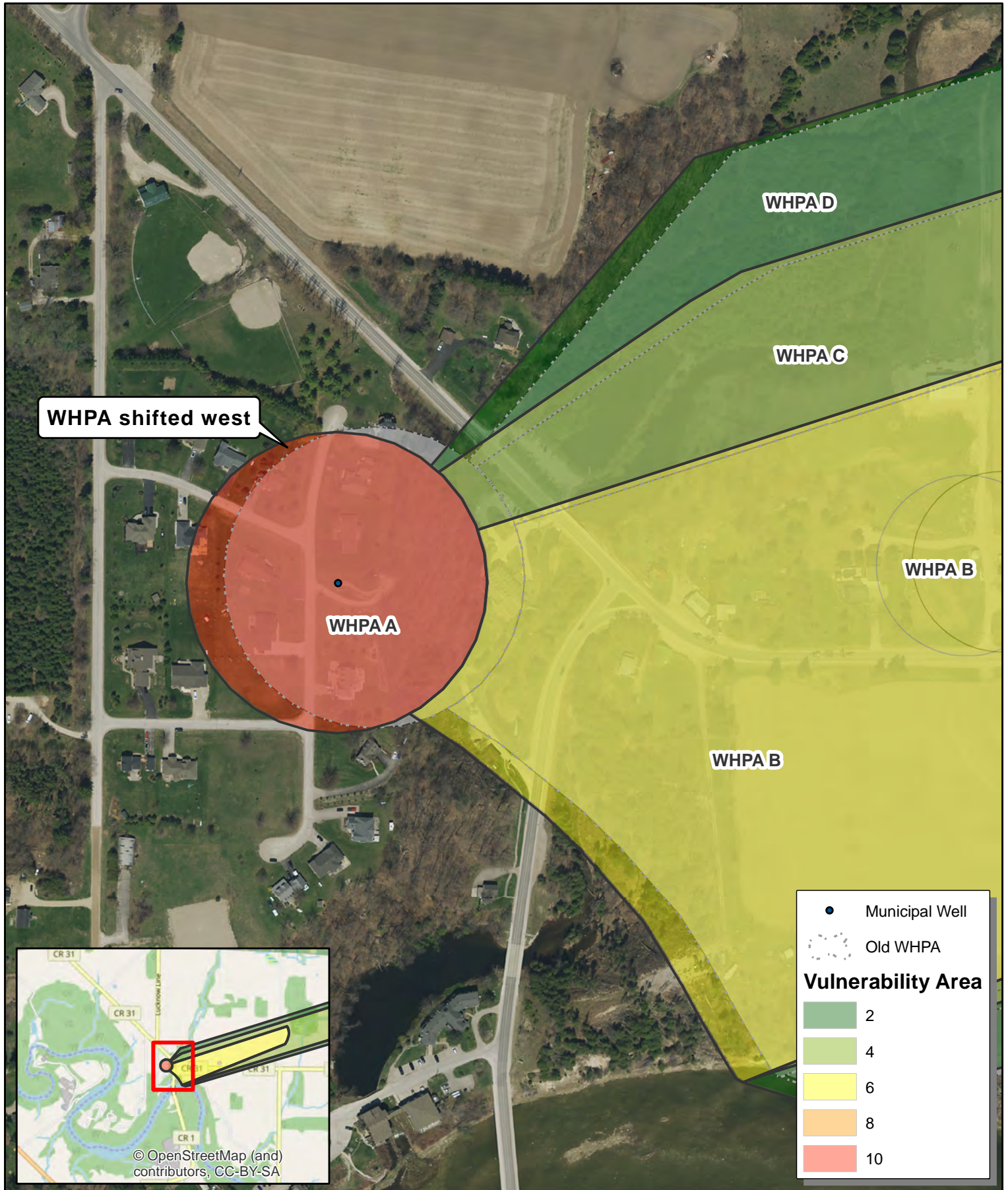


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Enclosure (Maps of 6 WHPAs)



# Benmiller Well Amendment Wellhead Protection Area (WHPA)



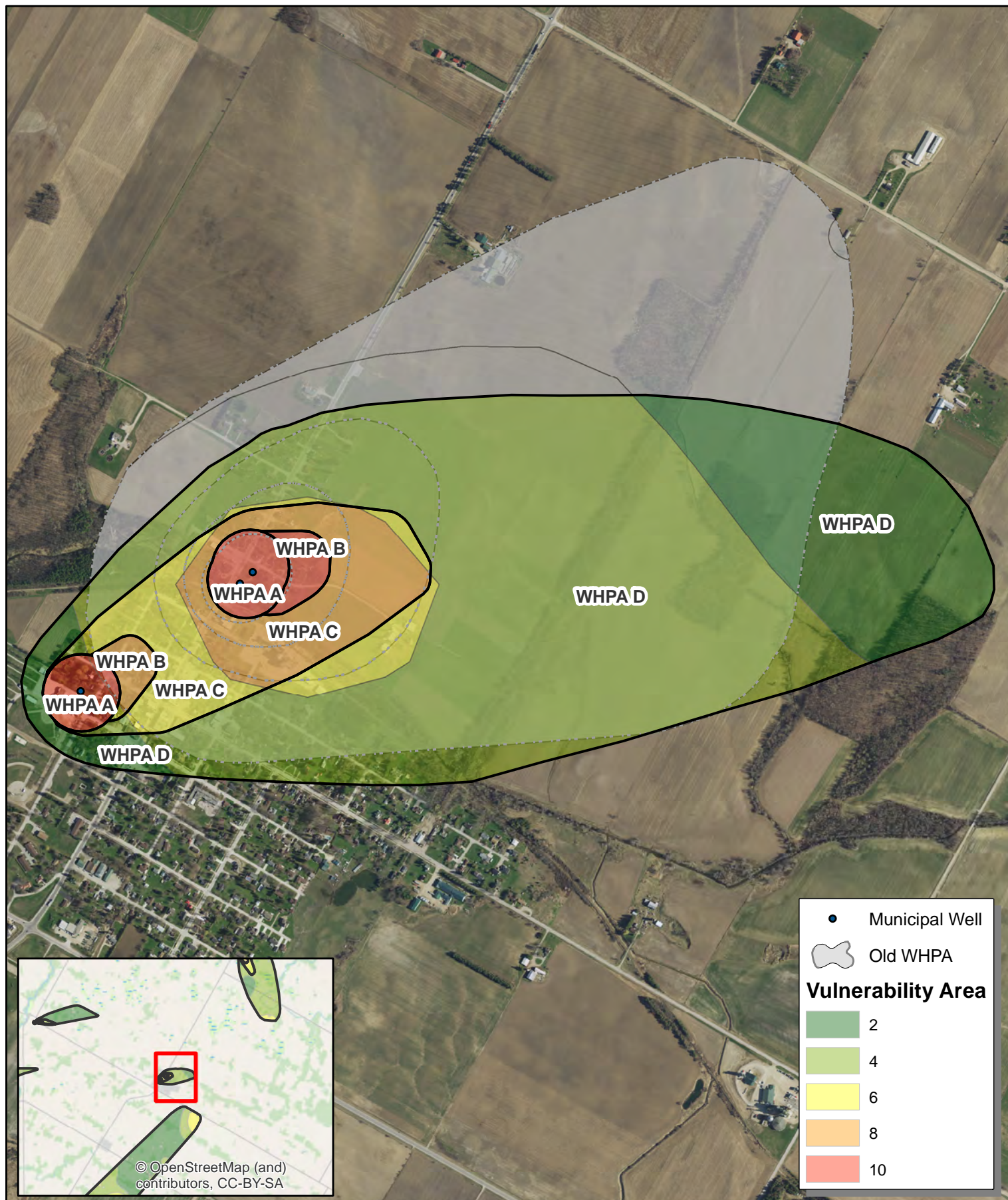
0 25 50 100 150 200  
Metres





## Blyth Well Amendment

### Wellhead Protection Area (WHPA)



A horizontal scale bar with a black background and white markings. The markings are labeled with the numbers 0, 110, 220, 440, 660, and 880. The word 'Metres' is written in black text at the right end of the bar.

Air Photo flown Spring 2015 property of Ontario Ministry of Natural Resources. Copyright © Queen's Printer

Property boundaries are a representation only and are not a legal survey.

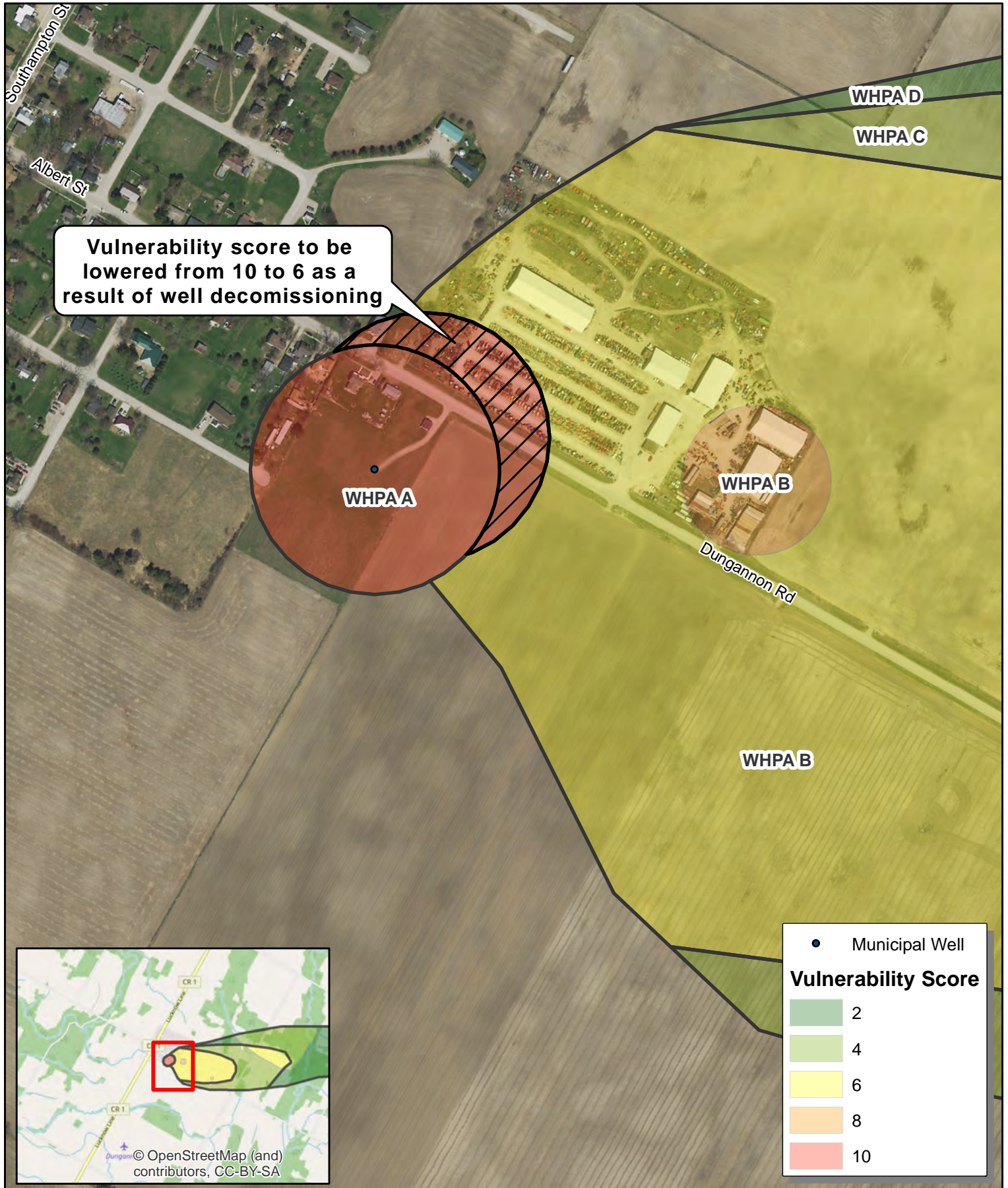
Ausable Bayfield & Maitland Valley DWSP assessment report  
approved by the Minister of the Environment on Jan 9, 2012  
ABCA GIS Services: 11/03/2017  
Path: Y:\Projects\_Mxds\SWP\SP\_P\_AR\_Update2017\PreConsultation\Blyth.mxd





# Dungannon Well Amendment

## Wellhead Protection Area (WHPA)

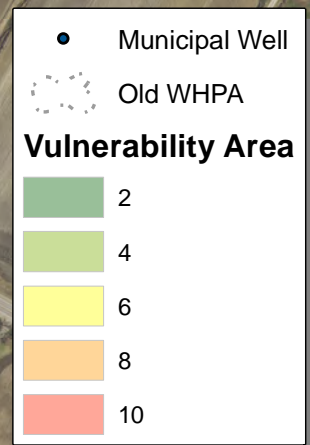
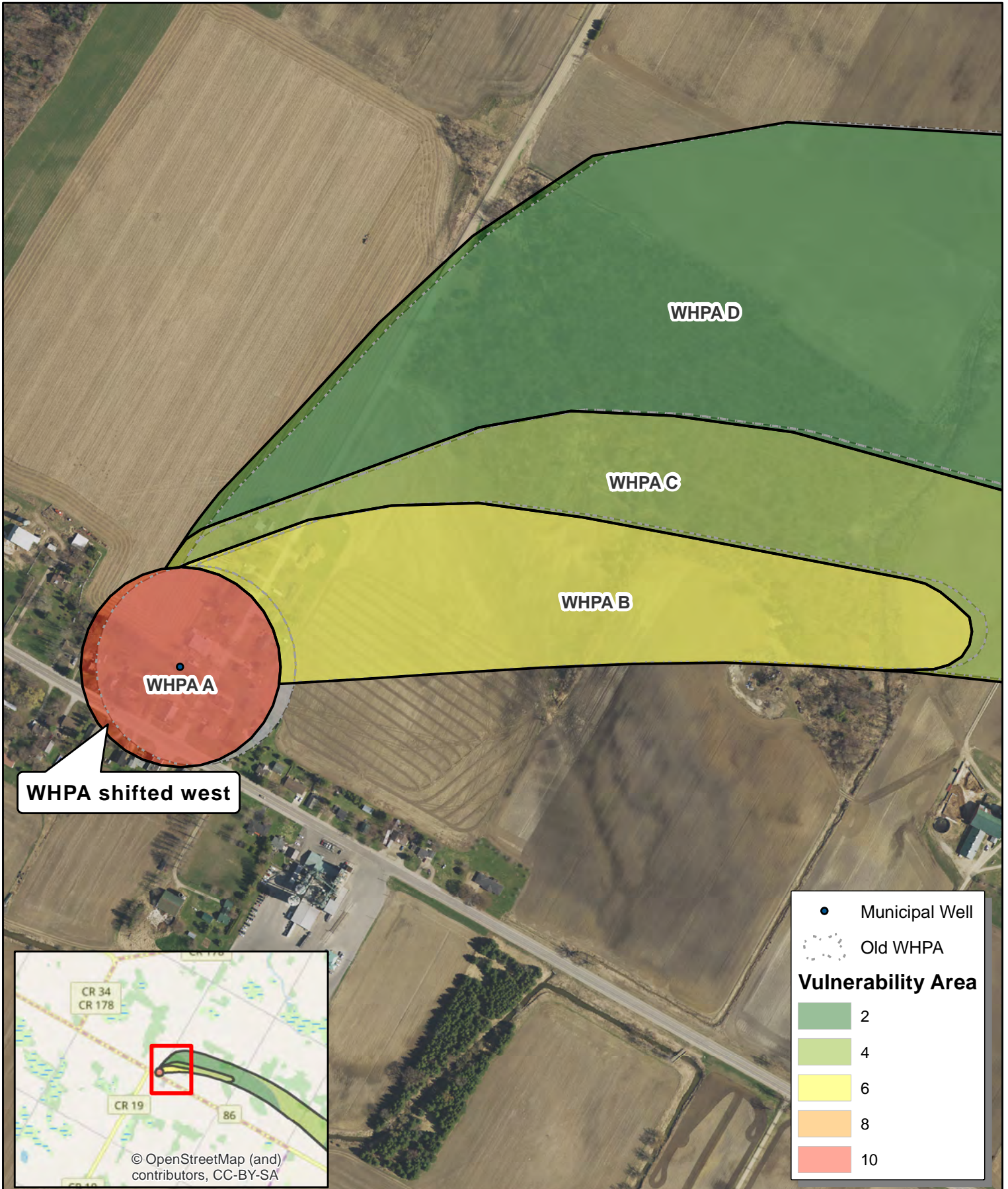






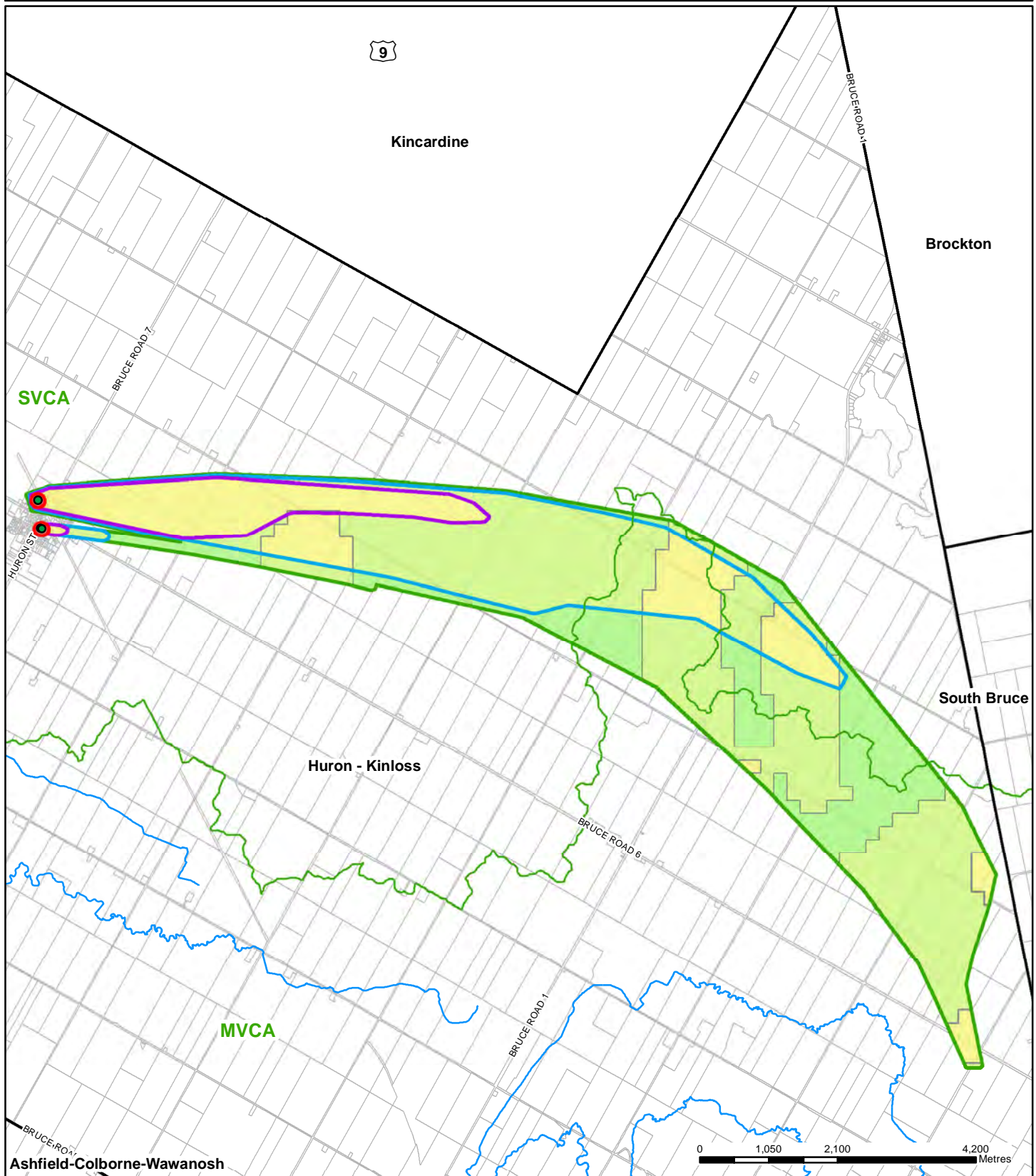
# Molesworth Well Amendment

## Wellhead Protection Area (WHPA)

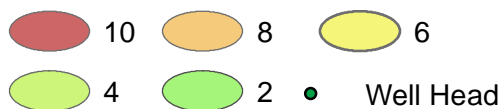




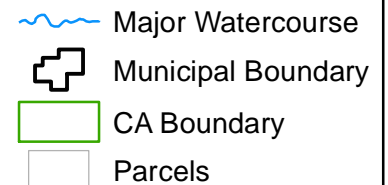
# Schedule MV-HK-2 (Ripley)



## Groundwater Vulnerability



## Wellhead Protection Area

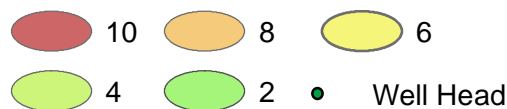




# Schedule AB-BW-1 (Varna)



## Groundwater Vulnerability



## Wellhead Protection Area

