



Hamilton

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March 23, 2020

Resource Development Coordinator  
MNR - Natural Resources Conservation Policy Branch - Resource Development  
Section  
300 Water Street  
2nd Floor, South tower  
Peterborough, ON K9J 3C7

Dear Sir / Madam,

Re: Proposed Amendments to the Ontario Regulation 244/97

Thank you for the opportunity to provide comments on Proposed Amendments to Ontario Regulation 244/97.

The City of Hamilton is generally supportive of the proposed changes to the Regulation; however, certain aspects of the amended Regulations need to be strengthened and amended. More specifically,

- (i) require aggregate operators to use the latest technologies for data collection for air quality, ground and surface water monitoring to ensure more accurate and current information is available to the municipality and the public;
- (ii) require the notification distance for licence application be the same for both landowners and residents and to add a new requirement that notification distance would be a minimum of 500 m or within the area of influence, whichever is greater;
- (iii) require aggregate operators to make the annual compliance readily available by posting it on the Ministry of Natural Resources (MNR) or the aggregate operator's website; and,
- (iv) amend the site plan requirements:
  - 1. to include a review of the past, current and future impacts on water resources for expansions below the water table; and,

2. to require that rehabilitation plans for a quarry/pit to be updated every 10 years to ensure the rehabilitation measures are current and appropriate since there is no defined time frame as to when the rehabilitation plan has to be implemented. The updated plans must be reviewed by the municipality and the appropriate Conservation Authority.

The rationale for these changes is included in the attached Report;

Given the suspension of Committee and Council meetings, this Report has not been presented. Once Council has made a decision on this matter the formal comments will be sent to MNRF. In the meantime, please consider the attached report has Hamilton's comments.

If you have any questions, please feel free to contact by email at [joanne.hickey-evans@hamilton.ca](mailto:joanne.hickey-evans@hamilton.ca).

Yours truly,



Steve Robichaud  
Director of Planning and Chief Planner  
Planning Division  
Planning and Economic Development Department

JHE:  
Attach (1)