

Upper Thames River Conservation Authority Hearing Committee Meeting, Tuesday June 20, 2023 1424 Clarke Road, Watershed Conservation Centre Boardroom

B.Petrie, Chair of the Hearing Committee, called the meeting to order at 12:30pm on Tuesday June 20, 2023.

Members:

Skylar Franke
Paul Mitchell
Brian Petrie – Chair
Sandy Levin – Zoom
Dean Trentowsky

Regrets: None

Solicitor: G.Inglis

Staff:

Jenna Allain
Tracy Annett
Emily Chandler
Michelle Viglianti – Recorder
Jessica Kilpatrick
Imtiaz Shah
Karen Winfield

Applicant: Jason Dieleman

1. Approval of Agenda

Mover: P.Mitchell

Seconder: S.Franke

THAT the Hearing Committee approve the agenda as presented.

Carried.

2. Declaration of Conflicts of Interest

There were none.

3. Minutes of Previous Meeting: January 21, 2022

Mover: S.Levin

Seconder: B.Petrie

THAT the Finance & Audit Committee approves the minutes dated January 21, 2022.
Carried.

4. Business Arising from the Minutes

There was no business arising from the minutes to discuss.

5. Hearing Committee Orientation Presentation – J. Allain

Jenna Allain, Manager of the Environmental Planning and Regulations Unit provided an orientation presentation to the Committee.

Mover: S.Levin

Seconder: S.Franke

THAT the Committee meetings be scheduled quarterly, in coordination with Board meeting dates.

Carried.

Staff will work with the Committee members to schedule quarterly meetings.

The Chair called for a five minute recess.

6. Application #108-23

60 Hog Back Close, Middlesex Centre (Delaware), Ontario

The Hearing for the consideration of application #108/23 was called to order at 1:00pm.

Mover: S.Franke

Seconder: P.Mitchell

TO sit as a Hearing Committee to consider application #108-23 by Jason Dieleman to permit interference with a wetland and to permit development within an erosion hazard associated with a river or stream valley and within an area regulated by the Upper Thames River Conservation Authority at 60 Hog Back Close in the Municipality of Middlesex Centre (Delaware), Ontario.

Carried.

The Chair presented his opening remarks stating the Committee was to consider an application by Jason Dieleman – Application #108-23 to permit interference with a wetland and to permit development within an erosion hazard associated with a river or stream valley and within an area regulated by the Upper Thames River Conservation Authority at 60 Hog Back Close in the Municipality of Middlesex Centre (Delaware), Ontario.

The Chair inquired whether the members had any conflicts of interest to declare relating to the Hearing. There were none.

C.Ramsey presented her report to the Hearing Committee.

Jason Dieleman, applicant and landowner, presented his materials to the Hearing Committee.

The Committee members asked questions of UTRCA staff and the applicant regarding their reports and presentations.

Moved: S.Levin

Seconded: P.Mitchell

THAT the Hearing Committee move into to deliberation.

Carried.

Progress Reported

After deliberation, the Committee rose and reported the following decision:

Remove the unauthorized works and restore the slope to pre-construction conditions or better to the satisfaction of the UTRCA. Prior to undertaking any removal/restoration the UTRCA will require a geotechnical opinion letter and associated plans (prepared by a qualified professional) detailing how the development can be removed safely and how the site and slope would be restored to ensure its short term and long term stability and that it will not negatively impact the existing residence and any adjacent lands owned by others. Restoration of the slope would also have to be in keeping with the requirements and mitigation measures identified in the previously submitted EIS.

The above decision was made for the following reasons:

The applicant did not receive a permit, the works took place within an erosion hazard and the works do not meet UTRCA or Provincial policy.

Mover: S.Franke

Secunder: P.Mitchell

THAT the Hearing Committee Rise from sitting as the Hearing Committee.

Carried.

7. Adjournment

There being no further business to discuss, the meeting was adjourned at 2:42 pm on a motion by S.Franke.



Tracy Annett, General Manager