

Deputation and Further Notice Request Form

Please complete this form to speak at a meeting of Town Council or Committee of the Whole or to receive further notification regarding an item on the agenda. If filling out by hand please print clearly.

Please email to clerks@newmarket.ca, fax to 905-953-5100 or mail or drop off at Legislative Services Department, Town of Newmarket Municipal Offices, 395 Mulock Drive, PO Box 328, STN Main, L3Y 4X7

Name: Rashin Alizadeh	
Organization / Group/ Business represented: N/A - Newmarket resident	
Address: [REDACTED]	Postal Code: [REDACTED]
Daytime Phone No: [REDACTED]	Home Phone:
Email: [REDACTED]	Date of Meeting: Feb 4, 2019 - Committee of the Whole
Is this an item on the Agenda? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Agenda Item No:
<input checked="" type="checkbox"/> I request future notification of meetings	<input checked="" type="checkbox"/> I wish to address Council / Committee
Describe in detail the reason for the deputation and what action you will be asking Council/Committee to take (if applicable): I am concerned about the serious health impacts that Ontario's Bill 66 - "Restoring Ontario's Competitiveness Act" - poses to the health of our citizens and our environment. Water safety is not a concern of a past era. Opposing Bill 66 means preventing the repetition of a tragedy - similar to what took place not too far from Newmarket, in Walkerton, Ontario, in 2000. Therefore, clear, unambiguous protections are necessary to ensure the safety of citizens and the prevention of fatality and illness. It is for this reason, that I would like Council to pass the following by-law. This proposed by-law is consistent with our Official Plan objectives for the protection of our environment, water, and health.	
Do you wish to provide a written or electronic communication or background information <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Please submit all materials at least 5 days before the meeting.	

Deputation Guidelines:

- Deputations related to items on the agenda can be accommodated up to and including the meeting day;
- Deputations related to items not on the agenda may be scheduled within sixty (60) days of receipt of this form;
- Deputations will not be heard on a matter decided upon by Council until ninety (90) days have passed from the date of the matter's disposition by Council;
- Deputations are limited to 5 minutes.

Be advised that all Council and Committee of the Whole meetings are audio-video recorded and live streamed online. If you make a presentation to Council or Committee of the Whole, your presentation becomes part of the public record and you will be listed as a presenter in the minutes of the meeting. We post our minutes online, so the listing of your name in connection with the agenda item may be indexed by search engines like Google.

Personal information on this form will be used for the purposes of sending correspondence relating to matters before Council. Your name, address, comments, and any other personal information, is collected and maintained for the purpose of creating a record that is available to the general public in a hard copy format and on the internet in an electronic format pursuant to Section 27 of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56, as amended. Questions about this collection should be directed to the Director of Legislative Services/Town Clerk, Town of Newmarket, 395 Mulock Drive, P.O. Box 328, STN Main, Newmarket, ON L3Y 4X7; Telephone 905 895-5193 Ext. 2211 Fax 905-953-5100

Re: Provincial Bill 66

Submitted by Resident:

Rashin Alizadeh



Purpose:

I am concerned about the serious health impacts that Ontario's Bill 66 - "Restoring Ontario's Competitiveness Act" - poses to the health of our citizens and our environment. Water safety is not a concern of a past era. Opposing Bill 66 means preventing the repetition of a tragedy - similar to what took place not too far from Newmarket, in Walkerton, Ontario, in 2000. Therefore, clear, unambiguous protections are necessary to ensure the safety of citizens and the prevention of fatality and illness. It is for this reason, that I would like Council to pass the following by-law. This proposed by-law is consistent with our Official Plan objectives for the protection of our environment, water, and health.

Whereas the protection of the integrity of the Green Belt is a paramount concern for our residents; and

Whereas the continued legislative protection of our water – groundwater, surface water and waterways – is vitally important for the current and future environmental health of our community; and

Whereas significant concerns have been raised by residents, community leaders and environmental organizations such as the Canadian Environmental Law Association (CELA) and Environmental Defence, that provisions within Bill 66 will weaken environmental protections as it "...will enable municipalities to pass "open-for-business" zoning by-laws that do not have to comply with..." important provincial environmental statutes; and

Whereas an "Open for Business" By-law may be approved without public consultation; and

Whereas provisions within Bill 66 may allow exemptions from municipal Official Plans; and

Whereas the Town of Newmarket's Official Plan represents our community's collective vision for current and future planning which include environmentally progressive services; and

Whereas, the Town of Newmarket's guiding objectives for the Official Plan is living "well beyond the ordinary" which includes a healthy community and the integration of environmental considerations in planning; and

Whereas our Official Plan clearly designates the protection of existing and future sources of drinking water as an objective of these policies;

1. Now Therefore Be It Hereby Resolved That Newmarket Town Council opposes planned changes to the *Planning Act* in the proposed Bill 66 that may allow for an “open for business” planning by-law; and
2. Be It Further Resolved That the Government of Ontario be requested to reconsider the proposed changes to the *Planning Act* included in Bill 66 which speak to the creation of the open-for- business planning by-law; and
3. Be It Further Resolved That a copy of this motion be sent to the Honourable Doug Ford, Premier of Ontario, the Honourable Steve Clark, Minister of Municipal Affairs and Housing, the Honourable Andrea Horwath, Leader of the New Democratic Party, The Honourable Christine Elliott, and all MPPs in the Province of Ontario; and
4. Be It Further Resolved That a copy of this motion be sent to the Association of Municipalities of Ontario (AMO) and all Ontario municipalities for their consideration; and
5. Be It Further Resolved That notwithstanding the future adoption of Bill 66, the Town of Newmarket will not exercise the powers granted to it in Schedule 10 or any successor sections or schedules to pass open-for-business planning by-laws.

Published on Canadian Environmental Law Association (<http://www.cela.ca>)

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New report by Walkerton citizens' lawyers finds Bill 66 threatens Ontario's drinking water

in [Media Release](#) ^[1] [Safe Drinking Water Act](#) ^[2]
Dec 16 2018

Toronto – Today the Canadian Environmental Law Association (CELA), which represented the Concerned Walkerton Citizens at the Walkerton Inquiry, released a detailed legal analysis raising the alarm about the Ontario Government's proposed Bill 66 (Restoring Ontario's Competitiveness Act, 2018). CELA's analysis focuses on drinking water safety and human health, and calls upon the government to withdraw key portions of Bill 66 in order to safeguard the public interest.

"In our view, this Bill cannot be acceptable to the people of Ontario, given the lessons we all learned from the Walkerton tragedy and the ensuing Inquiry" said Theresa McClenaghan, CELA Executive Director and Counsel. "We learned that we can never take drinking water safety for granted, and that stringent, clear, unambiguous protections are necessary to ensure that we don't ever have a repeat of the terrible events that unfolded in Walkerton in May 2000."

If enacted, Schedule 10 of Bill 66 will amend the Planning Act to enable municipalities to pass "open-for-business planning by-laws" aimed at facilitating new major development in order to create employment. However, Schedule 10 provides that these by-laws do not have to comply with important environmental protections and land use controls established under other provincial laws, plans and policies, such as the Greenbelt Act, 2005 and Oak Ridges Moraine Conservation Act, 2001.

Alarming, Schedule 10 also provides that section 39 of the Clean Water Act, 2006 (CWA) does not apply to an open-for-business planning by-law. The CWA was passed in response to the Walkerton tragedy, and section 39 requires provincial and municipal decisions to conform to policies in CWA-approved source protection plans that address significant drinking water threats.

Schedule 10's exclusion of section 39 of the CWA means that these by-laws can approve development in vulnerable areas that may threaten surface water and groundwater used by municipal drinking water systems, which serve 80 per cent of Ontarians.

"Schedule 10 of Bill 66 is an unwarranted and potentially risky proposal," said CELA lawyer Richard Lindgren. "The Schedule's attempt to bypass significant threat policies in approved source protection plans across Ontario is contrary to key recommendations from the Walkerton Inquiry."

"'Open for business' should not mean slamming the door on CWA plans and best practices that ensure the safety of drinking water," said CELA Board member Bruce Davidson, who served as the Chair of Concerned Walkerton Citizens during the Walkerton Inquiry. "Bill 66 fails to recognize that source protection committees, comprised of local stakeholders and technical experts, have developed plans that protect drinking water sources and allow communities to thrive economically."

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CELA's legal analysis is available at: <https://www.cela.ca/publications/legal-analysis-schedule10-ONBill66>

[3] CELA's briefing note is available online at: <https://www.cela.ca/publications/briefing-note-ONbill66-and-cleanwateract2006> [4]

For more information, or to arrange an interview, please contact:

- Theresa McClenaghan (416-960-2284, ext. 7219), theresa@cela.ca [5]
- Richard Lindgren (613-385-1686), r.lindgren@sympatico.ca [6]
- Bruce Davidson (519-881-0884), cwc@bmts.com [7]

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