

**OFFICIAL NOTICE  
TENTH MEETING OF REGIONAL  
COUNCIL**

**SPECIAL MEETING  
JULY 26, 2011  
9:30 A.M.**

**ORDER OF BUSINESS**

**CALL TO ORDER**

**ROLL CALL**

**DECLARATIONS OF INTEREST**

**PRESENTATIONS**

**COMMUNICATIONS –**

**SUMMARY OF CORRESPONDENCE**

**SECTION 2** - Page 201 – 202 Blue

**DELEGATIONS**

**SECTION 3** - Page 301 Green

**UNFINISHED BUSINESS**

**SECTION 5** - Page 501 – 664 Golden Rod

- Item 4 of the Eighth Report of the Works Committee

**CONFIRMING BY-LAW**

- By-law to confirm the Proceedings of Council

**ADJOURNMENT**

**Summary of Correspondence**

**July 26, 2011**

**CORRESPONDENCE REQUIRING MOTION FOR DIRECTION**

- CC 127 MR. DOUG ANDERSON, PRESIDENT, DURHAMCLEAR, emailing the Clerk's Department, requesting to appear before Council regarding the Durham/York incinerator (Energy from Waste Facility). (Our File: D04-71)  
(Motion to Hear)
- CC 128 MS. WENDY BRACKEN, NEWCASTLE RESIDENT, emailing the Clerk's Department, requesting to appear before Council regarding the incinerator (Energy from Waste Facility). (Our File: D04-71)  
(Motion to Hear)
- CC 129 MS. KERRY MEYDAM, COURTICE RESIDENT, emailing the Clerk's Department, requesting to appear before Council regarding the incinerator (Energy from Waste Facility). (Our File: D04-71)  
(Motion to Hear)
- CC 130 MR. BARRY BRACKEN, PORT PERRY RESIDENT, emailing the Clerk's Department, requesting to appear before Council regarding the incinerator (Energy from Waste Facility). (Our File: D04-71)  
(Motion to Hear)
- CC 131 MS. LINDA GASSER, WHITBY RESIDENT, emailing the Clerk's Department, requesting to appear before Council regarding the incinerator (Energy from Waste Facility). (Our File: D04-71)  
(Motion to Hear)
- CC 132 MS. CORINNA TRAILL, COUNCILLOR, MUNICIPALITY OF CLARINGTON, emailing the Clerk's Department, requesting to appear before Council regarding the incinerator (Energy from Waste Facility). (Our File: D04-71)  
(Motion to Hear)
- CC 133 DR. PAUL-ANDRE LAROSE, OSHAWA RESIDENT, emailing the Clerk's Department, requesting to appear before Council regarding the incinerator (Energy from Waste Facility). (Our File: D04-71)  
(Motion to Hear)

**CORRESPONDENCE TO BE RECEIVED FOR INFORMATION**

- CC 134 MS. WENDY BRACKEN, NEWCASTLE RESIDENT, emailing the Clerk's Department, a copy of her delegation to Regional Council on June 29, 2011.

Ms. Bracken's delegation was regarding the Durham/York Residual Waste Environmental Assessment, the Certificate of Approval applications and the Durham/York Co-Owner's agreement for the Energy-from-Waste facility. She writes in regards to the Durham/York Co-Owners' agreement, "that York Region, in for 21.4% of the capital cost, this agreement gives them 50% control (Section 8), and they can add on at any time at their own discretion. That is not acceptable. There are no safeguards in this agreement for health. Given what you know, the facts that affect health and well being of Clarington and Durham residents, the facts about the current status of air shed at the site and the additional burden of the incinerator emissions which are documented in your own EA, if you adopt this Co-Owner's agreement with no medical opinion on the increased emissions, no safeguards built into your agreement, with no Medical Officers of Health sitting on the Management Committee, knowing what you do know and what has been brought to your attention over and over again about the present air quality, you would be basically throwing your own Durham residents under the bus. You have to get a written health opinion about this and you cannot proceed, nor give authority to proceed until you do." (Our File: D04-71)

(Receive for information)

CC 135

DR. DEBRA JEFFERSON, NEWCASTLE RESIDENT, emailing the Clerk's Department, correspondence dated May, 2011 from the Bowmanville Area Medical Association (representing 47 physicians who practice in Clarington), registering their concerns regarding the Certificate of Approval application for the proposed Durham-York waste incinerator. "It is ironic that the Ontario government is touting the health benefits to be achieved by the shutdown of coal-fired generating stations, while at the same time considering approval of this project. Garbage incineration, the waste management option with the greatest documented impact on air quality, will have both immediate and long-term effects on human health and the environment. Ultimately, it will be our most vulnerable populations – the developing fetus, young children, the elderly, and those with chronic cardiac and respiratory illnesses that face the greatest risks to their health, as a result of this proposed incinerator. We urge the Ministry of the Environment to DENY the Certificate of Approval, and instead recommend that Durham and York Regions adopt alternative, and progressive waste management strategies that do not include incineration." (Our File: D04-71)

(Receive for Information)

**SECTION 3**  
**Delegations, Motions**  
**Notice of Motions**

**July 26, 2011**

**DELEGATIONS**

1. Mr. Doug Anderson, President, DurhamCLEAR, re: Incinerator (Energy from Waste Facility) (CC #127)
2. Ms. Wendy Bracken, Newcastle resident, re: Incinerator (Energy from Waste Facility) (CC #128)
3. Ms. Kerry Meydam, Courtice resident, re: Incinerator (Energy from Waste Facility) (CC #129)
4. Mr. Barry Bracken, Port Perry resident, re: Incinerator (Energy from Waste Facility) (CC #130)
5. Ms. Linda Gasser, Whitby resident, re: Incinerator (Energy from Waste Facility) (CC #131)
6. Ms. Corinna Traill, Councillor, Municipality of Clarington, re: Incinerator (Energy from Waste Facility) (CC #132)
7. Dr. Paul-Andre Larose, Oshawa resident, re: Incinerator (Energy from Waste Facility) (CC #133)

**UNFINISHED BUSINESS, OTHER BUSINESS & BY-LAWS**

July 26, 2011

**UNFINISHED BUSINESS**

1. At a Council meeting held on June 29, 2011 the following item, (Item 4 of the Eighth Report of the Works Committee) was referred back to staff for a subsequent consolidated report to Regional Council:

4. ENERGY FROM WASTE FACILITY: DURHAM/YORK CO-OWNER'S AGREEMENT (2011-WR-10)

*RECOMMENDATION TO COUNCIL*

*THAT the Durham/York Energy from Waste Co-owners' Agreement be approved.*

*The following resolution was adopted with respect to the foregoing:*

*MOVED by Councillor Diamond, SECONDED by Councillor Collier, (268) "THAT the foregoing motion (172) of Councillors Pidwerbecki and Mercier to adopt the recommendation contained in Item 4 of the Eighth Report of the Works Committee be referred back to staff for further analysis, including: consolidation with all relevant related issues including the Certificate of Approval; a written report from the Medical Officer of Health; an explanation as to why staff recommend that any environmental safety enhancements would be solely at Durham Regions' expense; and with a subsequent consolidated report to Regional Council."*

In accordance with the above direction, the following items are presented:

- a) EFW HUMAN HEALTH RISK ASSESSMENT AND PM<sub>2.5</sub> EMISSIONS (2011-MOH-24)

*RECOMMENDATION TO COUNCIL*

*THAT Report #2011-MOH-24 of the Commissioner and Medical Officer of Health, be received for information.*

[A copy of this Report is attached to Section 5 of the Council Agenda (pages 503 – 631)].

## **SECTION 5**

Unfinished Business,  
By-laws & Other Business

-2-

July 26, 2011

b) **ENERGY FROM WASTE FACILITY DURHAM/YORK CO-OWNERS'  
AGREEMENT, CERTIFICATE OF APPROVAL AND DRAFT  
MONITORING PLANS ([2011-WR-11](#))**

---

RECOMMENDATION TO COUNCIL

THAT the Durham/York Energy from Waste Co-owners' Agreement be approved and that the Regional Chair and Clerk be authorized to execute all documents associated with this agreement.

[A copy of this Report is attached to Section 5 of the Council Agenda (pages 632 – 664)].

### **CONFIRMING BY-LAW**

49-2011      A by-law to confirm the proceedings of Regional Council at their special meeting held on July 26, 2011.