

Moved by _____ Seconded by _____

WHEREAS the Province of Ontario and the Government of Canada have gathered research and prepared reports on fine particulate matter and its serious harm to human health, but have not as of yet passed air regulations that focus on fine particulate matter, evaluate ambient conditions together with new emissions, assess the human and public health impacts of such emissions or limit cumulative concentrations;

WHEREAS fine particulate matter PM2.5 is typically regulated by Provincial and Federal governments, and within their mandated responsibilities;

WHEREAS the Province of Ontario in November of 2010 acknowledged that there is a policy gap that needs to be examined with respect to domestic sources of primary PM2.5.

WHEREAS the review the Ontario Ministry of Environment is proceeding with will examine the effectiveness of the current provincial policy framework in addressing PM2.5; other aspects such as cumulative effects are also under review. The results of these reviews will take a minimum of fifteen (15 months); and

WHEREAS s. 11(2) of the Municipal Act, 2001, as amended ("the Act"), permits municipalities to pass by-laws respecting the health, safety and well-being of persons;

WHEREAS s. 128 of the Act permits municipalities to prohibit and regulate with respect to public nuisances, including matters that, in the opinion of Council, are or could become or cause public nuisances;

WHEREAS for Clarington to proceed with the drafting and implementation of an Air Quality By-law under the Municipal Act, Council should be aware of:

- The costs to retain a consultant to help develop guidance documents for general assessment and air modeling prior to drafting a by-law,
- the costs to determine a baseline, sources of emissions of health risk air pollutants and an atmospheric dispersion model of the airshed
- future budget implications including additional enforcement staffing, peer reviewers, air quality modelers; potential education and outreach programs to support by-law implementation and data management;
- the potential implications on existing industries in Clarington and the potential impact on economic development and the attraction of prospective industries/employers; and
- the potential duplication between a Clarington specific By-law and the Provincial Review that is underway

NOW THEREFORE BE IT RESOLVED THAT Staff be authorized to prepare a report outlining the above noted items for presentation to the March 21st GPA meeting.