

THE CITY OF TORONTO

City Clerk's Division

**Minutes of the Works Committee
and the Economic Development and Parks Committee**

Meeting No. 1

Wednesday, April 19, 2000

A special joint meeting of the Works Committee and the Economic Development and Parks Committee was held on Wednesday, April 19, 2000, in the Council Chamber, City Hall, Toronto, commencing at 2:00 p.m.

Members Present:

2:00 p.m.-2:35 p.m.

Works Committee

Councillor Bill Saundercook, Chair		x
Councillor Ila Bossons	x	
Councillor Rob Davis		-
Councillor Betty Disero	x	
Councillor Joan King		x
Councillor Jack Layton	x	
Councillor Cesar Palacio		x
Councillor David Shiner		-
Councillor Bruce Sinclair		x
Councillor Paul Valenti	x	

Economic Development and Parks Committee

Councillor Brian Ashton, Chair	-	
Councillor Mike Feldman, Vice-Chair	-	
Councillor Elizabeth Brown		x
Councillor Raymond Cho		x
Councillor Mario Giansante		x
Councillor George Mammoliti	-	
Councillor Jane Pitfield	x	
Councillor Sherene Shaw		x
Councillor Mario Silva	x	
Councillor David Soknacki		x
Councillor Mike Tzekas		-

Members were present for some or all of the time period indicated.

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Councillor Saundercook in the Chair.

1.1 City of Toronto Sewer Use By-law.

The Works Committee and the Economic Development and Parks Committee had before them a report (April 10, 2000) from the Commissioner of Works and Emergency Services recommending that:

- (1) the new Sewer Use By-law be enacted by City Council, providing a two-year phase-in period for industries to meet the proposed new limits in Section 2 and Section 4 of the new By-law;
- (2) all the former six area municipalities' By-laws and the former Metro Toronto By-law No. 153-89 be repealed, with the exception of the limits in Section 2 and Section 3, which will remain in effect for the two-year phase-in period of the new Sewer Use By-law;
- (3) the Commissioner of Works and Emergency Services report back at the end of the two-year phase-in period on any modifications to the new limits contained in Section 2 and Section 4 of the new By-law;
- (4) the Commissioner of Works and Emergency Services be authorized to reclassify two of the existing Enforcement Officers to Pollution Prevention Officers;
- (5) all existing Industrial Waste Surcharge Agreements, Sanitary Discharge Agreements and Compliance Programs with Monetary Concessions remain in force under the new By-law, and be amended to accommodate the changes necessitated by the new By-law;
- (6) the Commissioner of Works and Emergency Services be authorized to execute new Industrial Waste Surcharge Agreements, Sanitary Discharge Agreements or Compliance Programs with Monetary Concessions under routine situations, but continue to refer non-routine, complicated cases to Council for approval; and
- (7) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Works Committee and the Economic Development and Parks Committee also had before them a report (April 18, 2000) from the Commissioner of Works and Emergency Services

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forwarding Draft No. 6 of the Sewer Use By-law; and recommending that the attached Draft of the Sewer Use By-law replace the Draft Sewer Use By-law contained in his report (April 10, 2000), entitled "City of Toronto New Sewer Use By-Law".

The Works Committee and the Economic Development and Parks Committee also had before them the following communications:

- (i) (March 9, 2000) from the City Clerk forwarding, for information and any attention deemed necessary, Clause No. 3 contained in Report No. 4 of The Works Committee, headed "City of Toronto Draft Sewer Use By-law – Status Report", which was adopted, as amended, by City Council on February 29, March 1 and 2, 2000;
- (ii) (April 3, 2000) from the Secretary, Board of Health, advising that the Board of Health, at its meeting on April 3, 2000, had before it a report (March 23, 2000) from the Medical Officer of Health respecting the proposed Sewer Use By-law for Toronto; and that the Board of Health:
 - (1) endorses the commitment to reduce the discharge of persistent toxics into the Toronto sewage system and the pollution prevention planning requirements that are contained in the proposed Sewer Use By-law; and
 - (2) encourages the Works Committee and the Economic Development and Parks Committee to support the proposed Sewer Use By-law;
- (iii) communications from the following expressing concerns with respect to the proposed Sewer Use By-law and the lack of stakeholder consultation:
 - (i) (June 10, 1999) from Mr. Don Lounsbury, Vice-President and General Manager, K-G Packaging, a Division of CCL Industries Inc.;
 - (ii) (June 11, 1999) from Ms. Marina Kovrig, Vice President, Public and Government Affairs, Recochem Inc.;
 - (iii) (June 14, 1999) from Mr. Grant D. Allen, Plant Manager, Reckitt & Colman Canada;
 - (iv) (June 21, 1999) from Mr. Gunter Berk, Vice President and General Manager, CCL Custom Manufacturing;

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- (v) (June 23, 1999) from Mr. N.R.C. Huebel, Regional Director, Ontario, Canadian Chemical Producers' Association;
- (vi) (July 5, 1999) from Mr. Roger Hayward, Vice President Operations, Rohm and Haas Canada Inc.;
- (vii) (July 5, 1999) from Mr. Mike Russill, Vice President, Retail, Sunoco Inc.;
- (viii) (July 7, 1999) from Mr. Bob Clapp, Vice President, Ontario Division, Canadian Petroleum Products Institute;
- (ix) (July 15, 1999) from Mr. Mike Klein, President, Dominion Colour Corporation;
- (x) (July 19, 1999) from Mr. Andrew Macdonald, Vice President, Torcad Limited;
- (xi) (July 22, 1999) from Mr. Peter Newton, President, Champion Photochemistry Limited;
- (xii) (July 23, 1999) from Mimi N. Singh, Director, Environment, Health and Safety, Canadian Plastics Industry Association;
- (xiii) (August 4, 1999) from Mr. Jim Stanton, Owner, M. Stanton Electroplating Ltd.;
- (xiv) (August 9, 1999) from Mr. Ian Howcroft, Vice President (Acting), Ontario Division, Alliance of Manufacturers & Exporters Canada;
- (xv) (September 7, 1999) from Mr. G. S. Buchanan, President, S&C Electric Canada Ltd., forwarded by Councillor Elizabeth Brown, Rexdale-Thistletown; and
- (xvi) (September 17, 1999) from Mr. David Halton, President, Canadian Manufacturers of Chemical Specialities Association;
- (iv) (September 13, 1999) from Mr. Mark S. Winfield, Director of Research, Canadian Institute for Environmental Law and Policy, expressing continuing support for the City of Toronto's new Sewer Use By-law, and in particular, congratulating the City for its decision to include pollution prevention planning requirements in the new by-law;
- (v) (September 30, 1999) from Ms. Tanny Wells, Chair, Task Force to Bring Back the Don,

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expressing the support of the membership of the Task Force to Bring Back the Don for the recently drafted Sewer Use By-law;

- (vi) (November 2, 1999) from Ms. Christine Iamonaco, Senior Public Consultation Co-ordinator (Acting) Works and Emergency Services advising that the Implementation, Compliance and Monitoring Committee (ICMC) for the Ashbridges Bay Treatment Plant Mediation Agreement at its meeting on October 27, 1999, passed the motion that the ICMC support the City's new Sewer Use By-law which is consistent with Resolution No. 2 of the Mediator's report as approved by Council in June 1999, appended thereto;
- (vii) (February 6, 2000) from Mr. Simon Miles, Vice-President, Conservation Council of Ontario, urging the Committee and Council to approve the Sewer Use By-law as quickly as possible;
- (viii) (March 9, 2000) from Mr. Peter Morfitt, Scarborough, Ontario, expressing support for the City of Toronto's proposed Sewer Use By-law, and stating that Council should move on this initiative without any further delay;
- (ix) (March 23, 2000) from Ms. Paula Davies and Mr. Stephen Smith expressing strong support for the draft Sewer Use By-law;
- (x) (March 31, 2000) from Mr. James Riordan, Director, National Office of Pollution Prevention, Environment Canada, expressing support for the proposed by-law that would require pollution prevention planning from certain facilities; and commenting on the roles of the two levels of government in this area;
- (xi) form letters from the following in support of the City's proposed new Sewer Use By-law:
 - (i) (April 4, 2000) from Ms. Gillian Novick;
 - (ii) (April 4, 2000) from Guiomar Novais-Juradinho;
 - (iii) (April 4, 2000) from Ms. Melissa Hanneman;
 - (iv) (April 4, 2000) from Mr. Burt Skopit;
 - (v) (April 4, 2000) from G. Doherty;
 - (vi) (April 4, 2000) from R. Scott;
 - (vii) (April 4, 2000) from Mr. Saul Fishbein;
 - (viii) (April 4, 2000) from Mr. Andres Valencia;
 - (ix) (April 4, 2000) from Darinka Blagaj;

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- (x) (April 4, 2000) from Mr. David Berger;
 - (xi) (April 4, 2000) from Stev Andis;
 - (xii) (April 4, 2000) from Mr. Michael T. Berger;
 - (xiii) (April 4, 2000) from Mr. Dalton Shipway;
 - (xiv) (April 4, 2000) from Mr. Fred Ni;
 - (xv) (April 4, 2000) from Mr. Shawn Tay;
 - (xvi) (April 4, 2000) from Dr. S.M. Hossain;
 - (xvii) (April 4, 2000) from Mr. David Hanna;
 - (xviii) (April 4, 2000) from Mr. Mark Franklin; and
 - (xix) (April 4, 2000) from Ms. Carol Boland;
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- (xii) (April 3, 2000) from Ms. Christine Iamonaco, Public Consultation Co-ordinator, Technical Services, advising that the Ashbridges Bay Treatment Plant Neighbourhood Liaison Committee at its meeting on March 21, 2000, passed the motion that the Committee support the Sewer Use By-law, and, in principle, the staff report coming forward to the Works Committee at the April 19, 2000 meeting;
 - (xiii) (April 7, 2000) from Ms. Anne Dubas, President, Local 79, Canadian Union of Public Employees, forwarding suggestions with respect to the proposed Sewer Use By-law in the areas of composting, permitting system, economic incentives, metals, pesticides, environmental emergency plans, and training, to strengthen the draft by-law and help ensure that the City will be able to enforce and protect the quality of water and ensure public health;
 - (xiv) (April 10, 2000) from Mr. Raymond Oster, President, Magic White (1973) Incorporated, expressing support in favour of the proposed Sewer Use By-law;
 - (xv) (April 11, 2000) from Ms. Carol Boland, Toronto, Ontario, extending support for the adoption of a stronger Sewer Use By-law in the City of Toronto; and expressing concern that certain chemicals in the final draft of the by-law will still allow an unacceptable level of dangerous substances to be discharged into the sewer system;
 - (xvi) (April 12, 2000) from Ms. Stella Hawke, Arcadia Housing Cooperative, Toronto, extending support for the adoption of a stronger Sewer Use By-law in the City of Toronto; and stating that new limits for nine chemicals in the final draft of the By-law allow an unacceptable level of dangerous substances to be discharged into the City's drinking water;

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- (xvii) (April 14, 2000) from Ms. Beth Benson, Executive Director, Waterfront Regeneration Trust; Mr. Craig Mather, General Manager, Toronto and Region Conservation Authority; and Mr. Simon Llewellyn, Director, Ontario Region, Environment Canada, advising of the support of the RAP Coordinating Committee for immediate adoption of the City of Toronto's proposed Sewer Use By-law;
- (xviii) (April 14, 2000) from Mr. Don Hux, Camdon Car Wash Services Ltd., forwarding correspondence from the Planning and Transportation Committee with respect to limits to the hours of operation of automatic car washes; and stating that the end result would be an increase in car washing in driveways, with an increase in water use, and soaps, waxes and cleaners being discharged into the storm sewers;
- (xix) (April 14, 2000) from Mr. Peter J. Hare, Toronto, Ontario, advising that he supported the proposed consolidated Sewer Use By-law as circulated last January; and expressing concern that the by-law has been watered down;
- (xx) (April 17, 2000) from Mr. Kyle Menzies, Vice President, C.O.R.E. Digital Pictures, showing support for a strong Sewer Use By-law in the City of Toronto;
- (xxi) (April 17, 2000) from Mr. Lino Grima, Institute for Environmental Studies, University of Toronto, advising that he supports the revised Sewer Use By-law, even though the revisions seem to point to a watering down of the version circulated earlier this year;
- (xxii) (April 18, 2000) from Mr. Murray Ewing, President, Transchem Inc., respecting the impact on the City's sewer system of the proposed by-law to restrict the hours of operation for car washes in the City of Toronto by the Toronto Licensing Sub-Committee;
- (xxiii) (April 19, 2000) from Mr. Brian Cochrane, President, Toronto Civic Employees' Union, CUPE Local 416, recommending that the implementation of the proposed Sewer Use By-law be discussed with Local 416, including any changes in working conditions and issues related to training;
- (xxiv) (April 19, 2000) from Mr. Neil H. Rodgers, Director of Policy, Urban Development Institute, Ontario, advising that the Urban Development Institute cannot support the draft by-law as currently written as the proposed by-law does not permit double sewer connection and includes limits for storm sewer discharge;

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- (xxv) (April 19, 2000) from the Ontario Dental Association regarding key concerns identified by the Ontario Dental Association;
- (xxvi) (April 19, 2000) from Ms. Karen Buck, Citizens for a Safe Environment, raising questions with respect to the proposed Sewer Use By-law for the City of Toronto; and
- (xxvii) (April 2000) from Mr. Mark S. Winfield, Director of Research, Canadian Institute for Environmental Law and Policy, submitting recommendations with respect to the new City of Toronto Sewer Use By-law.
On motion by Councillor Layton, the Works Committee and the Economic Development and Parks Committee:
- (1) deferred consideration of the aforementioned reports and communications until a further joint meeting of the Committees to be held no later than May 17, 2000; and
 - (2) directed that Draft No. 6 dated April 18, 2000, tabled at the meeting be the final and only draft of the Sewer Use By-law to be discussed at the May meeting.

The Works Committee and the Economic Development and Parks Committee adjourned their meeting at 2:35 p.m.

Following adjournment of the meeting, the remaining members of the Works Committee and the Economic Development and Parks Committee heard deputations from the following persons in connection with the foregoing matter:

- Mr. James Riordan, Director, National Office of Pollution Prevention, Environment Canada, who submitted material with respect thereto;
- Mr. Don Hux, Camdon Car Wash Services, representing the Canadian Car Wash Association, who submitted a communication with respect thereto;
- Mr. Mark Winfield, Director of Research, Canadian Institute for Environmental Law and Policy, who submitted a brief with respect thereto;

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- Ms. Karen Buck, Citizens for a Safe Environment, who submitted a communication with respect thereto;
- Ms. Suzanne Barrett, Project Director, Toronto and Region Remedial Action Plan, Waterfront Regeneration Trust, who submitted a communication with respect thereto;
- Ms. Linda Samek, Director of Professional Affairs, Ontario Dental Association, who submitted a commentary with respect thereto;
- Ms. Julia Langer, Director of Toxicology, World Wildlife Fund Canada;
- Dr. Ellen Mihaich, Rhodia Inc.;
- Ms. Lois Corbett, Toronto Environmental Alliance;
- Mr. Jim Chisholm, Chair, Environment Committee, CUPE Local 79, and member of the Environmental Task Force;
- Mr. Neil H. Rogers, Director of Policy, Urban Development Institute of Ontario, who submitted a communication with respect thereto; and
- Mr. Kevin Mercer, Riversides.

(Works Committee and Economic Development and Parks Committee;
Commissioner of Works and Emergency Services; Commissioner of Economic
Development, Culture and Tourism; Interested Parties; c: General Manager, Water
and Wastewater Services; Medical Officer of Health; Secretary, Board of Health
– May 5, 2000)

(Clause No. 1, Joint Report No. 1)

DEFERRED

Chair.