

Candace Hamm

Subject: FW: Request for Agency Comments C3 B13 Z10 Rick Smith Farms Ltd
Attachments: s59Notice406_426HayesAve_7May21.pdf

From: Donna Clarkson <dclarkson@abca.ca>
Sent: Friday, May 7, 2021 1:46 PM
To: Candace Hamm <CHamm@brucecounty.on.ca>; smfarms@hurontel.on.ca
Cc: Mary Lynn MacDonald <mmacdonald@abca.ca>
Subject: RE: Request for Agency Comments C3 B13 Z10 Rick Smith Farms Ltd

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Hello Candace and Mr. Smith,
Regarding the Request for Agency Comments C3 B13 Z10 Rick Smith Farms Ltd...**Please see attached Notice issued under section 59 of the Clean Water Act.** Mr. Smith, would you kindly reply to confirm that you have received the attachment.

The Township of Huron-Kinloss has delegated Clean Water Act, Part IV authorities to the Ausable Bayfield Conservation Authority (ABCA). As such, ABCA staff has reviewed the above-noted application as it relates to drinking water source protection under the Clean Water Act, 2006 and the Source Protection Plan (SPP) for the Saugeen Source Protection Area. As the subject property is located in the wellhead protection area of the Ripley municipal well system, it is designated as restricted land use for the purpose of section 59 of the Clean Water Act. As such, a S.59 Notice has been issued in regards to the proposed severance (attached).

If you have any questions or require further information, please do not hesitate to contact me.

Best regards.

Donna

(encl)

Donna Clarkson

Co-DWSP Program Supervisor / Risk Management Official
Ausable Bayfield Maitland Valley Source Protection Region
c/o 1093 Marietta St., Wroxeter ON N0G 2X0
(Phone) 519-335-3557 ext. 224
Email dclarkson@abca.ca www.sourcewaterinfo.on.ca

***Please note that I am currently working remotely and can be reached at 519-881-8465**

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Restricted Land Use Notice

Date: May 7, 2021

Issued under the Clean Water Act, Section 59 (2) (a)

No prohibition or risk management plan requirement related to existing activities and land use.

Notice number: S59 # 406	Prop_ID: 6472
Description of Application and supporting Documents: (date of RLU submission; site plan #, ZBlaw etc) Request for Agency Comments C3 B13 Z10 Rick Smith Farms Ltd received May 5/21 from CHamm@brucecounty.on.ca> to RMO Donna Clarkson.	

Applicant name and email: Rick Smith Farms smfarms@hurontel.on.ca			
Property Owner:	Rick Smith Farms		
Mailing Address:	1875 Conc 6 RR4		
Town, Postal Code	Ripley N0G 2R0		
Phone, email	519-395-3435		
Property Location		ARN (Roll) #:	410711000310700
911 Address:	426 HAYES LAKE AVE		
Lot, Concession	KINLOSS CON 12, LOT 10	Municipality:	Huron-Kinloss
Drinking water system	Ripley	WHPA: C	Vulnerability Score: 4

This Notice was prepared in response to the Application submitted for the development-related proposal on the property identified above. This property is designated for Restricted Land Use under Section 59 of the *Clean Water Act, 2006 (Act)* in relation to the Ripley Municipal Drinking Water System. As required under the *Act*, the Application was reviewed in consideration of the Source Protection Plan for the Saugeen Valley Source Protection Area, which contains policies to protect municipal drinking water sources.

The following is proposed under the application:

Severance for surplus farm dwelling and garage in Hamlet of Kinlough

Based on a review of the information submitted and discussions with the applicant, it has been determined that at this point in the development process that there are no apparent land use activities associated with the Application that are subject to Section 57 (Prohibition) or Section 58 (Risk Management Plan) of the *Clean Water Act*. The application may proceed.

Rationale:

The applicable policies risk manage activities that may pose a significant drinking water threat. As the property is located in zone C of the wellhead protection area, applicable activities include the following (refer to the Source Protection Plan for details):

- Handling and storage of dense non-aqueous phase liquids (DNAPLs), in quantities greater than 25 litres

Based on the information submitted and confirmation from the applicant, the above activities do not exist on this property.

Limitations and Provisos:

- As per policies in the Source Protection Plan, future activities (e.g. solvents and DNAPLS as above) which pose a significant drinking water threat require a risk management plan at this property.
- The Applicant is advised that this Notice relates strictly to the proposals as described above and in the Application
- Any change to the information submitted under the Application nullifies this Notice, unless otherwise permitted by the Risk Management Official
- This Notice is not valid for any subsequent approvals which the proposals may require under the Planning Act, or for any other building permits that may be required under the Building Code Act. Prior to applying for any subsequent municipal approvals under the Planning Act, or for building permits under the Building Code Act, a new application for a Restricted Land Use Notice must be submitted for review by the Risk Management Official
- Pursuant to Section 53 (3), Ontario Regulation 287/07 under the Clean Water Act, this notice, once issued, is a public document. All information submitted for development of this notice is subject to the Municipal Freedom of Information and Protection of Privacy Act (MFIPPA).

If you require further information, please contact the undersigned.



Donna Clarkson
Risk Management Official, Ausable Bayfield Conservation Authority
Delegated RMO for Huron-Kinloss

Regional Risk Management Office – Ausable Bayfield Conservation Authority

Phone: 519-235-2610 or 888-286-2610

Fax: 519-235-1963

www.sourcewaterinfo.on.ca

Address: 71108 Morrison Line, RR #3, Exeter ON N0M 1S5

Staff Contacts - Risk Management Official / Inspectors:

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