

EM-113-86

CITY OF BURLINGTON

Inter Office Memorandum

TO: The Chairman and Members of the
Environmental Management Committee

FROM: J. Allan Ramsay

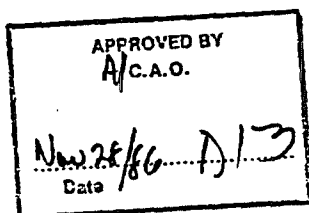
DATE: November 28, 1986

Re: Region of Halton Landfill Environmental Assessment
File: 760-04B

On Monday, November 24, 1986, Mr. Peter Pomeroy, Chairman of the Regional Municipality of Halton, outlined the attached presentation to the Town of Milton and City of Burlington Councils.

In general terms Mr. Pomeroy is seeking Milton's and Burlington's co-operation in order to avoid further costs and delays in selecting the new Regional Landfill Site.

JAR:sb
attch.



LANDFILL SITE SELECTION

All parties would:

- 1) Agree that the public forum for airing and debating views on the matter will be the Consolidated Hearing
- 2) Take steps to expedite the holding of that Consolidated Hearing as soon as possible, including:
 - solidifying positions and identifying issues
 - agreeing that there will be no preliminary motions or Court applications that would delay commencement of the hearing
 - Commission no new major studies or reports except for any supplemental detail that may be required for the benefit of the Joint Board, and that all existing studies completed for any party will be released for review by other parties and the public
- 3) Agree to make our individual and collective best efforts to ensure that the matter is debated before the Joint Board on identified issues, by:
 - directing staff and legal counsel to meet to determine the set of issues on which the parties agree, and a second set of issues which should be debated and decided by the Joint Board
 - all parties agreeing not to attack the site selection process followed to date, but agreeing to argue the merits of the sites purely on the technical evidence

4) Agree to participate with the Region in a task force which would begin following the selection of a site to review and make recommendations in respect to how the location and siting of waste disposal facilities will be dealt with in the future, by addressing the following:

- review of waste disposal costs and how they may be shared throughout the Region
- review of methods to share the social costs and benefits throughout the Region
- framework for participation in any future environmental assessments
- completing a full and comprehensive report to be forwarded to the Minister of the Environment and the Minister of Municipal Affairs, in respect to the costs and difficulties experienced by Halton and the Area Municipalities as a result of our experience in the environmental assessment process, given that we are one of the first, if not the first, area to use the environmental assessment process in the selection of a landfill site
- urging the Minister of the Environment and the Minister of Municipal Affairs to appoint a high level body to review Halton's experience in this matter, and the report of the task force, to consider ways and means to resolve the problems inherent in the environmental assessment process, while still recognizing the need to address important environmental concerns

- 5) Clearly understand that, as recommended in Halton's Design and Operations Report, a local advisory body will be appointed with which the Region can consult with respect to the implementation of the decisions made by the Joint Board, no matter where the landfill site is located.

NEWS

Help in dump site search but be careful, city told

By KEN PETERS
The Spectator

A BURLINGTON committee has recommended the city co-operate in the search for a new landfill site — but not by lowering its legal guard.

The city's environmental management committee has approved a lengthy and carefully-worded resolution that offers conditional co-operation in the forthcoming environmental assessment hearings.

The resolution will be considered by city council Dec. 15.

The committee's resolution comes in response to a Nov. 24 plea for co-operation to Burlington and Milton councils from Peter Pomeroy, chairman of Halton Region.

Alderman Walter Mulkewich, chairman of the city's committee, said Burlington will not waive its legal rights to appease the regional chairman.

"We will not give away our legal rights and that's what Mr. Pomeroy is asking us to do," he said. "Any city would be foolish to do that."

The committee's resolution calls for Burlington to:

- Fully co-operate with the region within the process "with a view to reaching a expeditious and just conclusion."

- Direct staff, legal counsel and consultants to participate with those from the region and from Milton "in defining and narrowing the issues and procedures."

- Release the appropriate documents "at the appropriate step in the process."

- Keep all legal rights available

to it to protect its citizens and environment.

- At the conclusion of the environmental assessment board hearings, participate with all parties involved to review the process.

The committee approved the resolution during a private meeting after receiving advice from Michael McQuaid, a lawyer from the Toronto firm of Weir and Foulds, who will lead the city's defence at the upcoming hearing.

"I would say there is a process in place and that the city is prepared to co-operate within that process. The city wants to see this issue brought to a conclusion and see that the people of Burlington are protected," Alderman Mulkewich said.

The hearings will attempt to determine which of two favored sites — one in Burlington and one in Milton — is the most appropriate for the new landfill site.

A preliminary 1987 budget released Thursday indicates Burlington has tentative plans to budget about \$750,000 to present its case at the hearings.

Alderman Jack Cowman, a committee member, said the preliminary hearing is expected to take place in mid-January. The full hearing is expected to start in April and continue for up to six months.

Mr. Pomeroy said earlier that the region's dump search, which began in the early 1970s, could cost a total of \$20 million by the time it is over.

