



**MUSKOKA  
ENVIRONMENTAL  
ALLIANCE**

Town Hall Meeting  
November 7, 2022

[nmmqinfo@gmail.com](mailto:nmmqinfo@gmail.com)  
<http://NoMuskokaMegaQuarry.ca> & <http://NMMQ.ca>

# Agenda

1. How We Got Here
2. Notice of Appeal
3. The Ontario Land Tribunal : Appeal Process
4. Aggregate Resources Act : Licensing Process
5. Bill 23 - More Homes Built Faster Act
6. Reform Gravel Mining Coalition
7. Guest Speaker: David Donnelly - Donnelly Law
8. Fundraising
9. Join the MEA Board
10. References

# 1. How We Got Here

Dec 2, 2020 Public Meeting

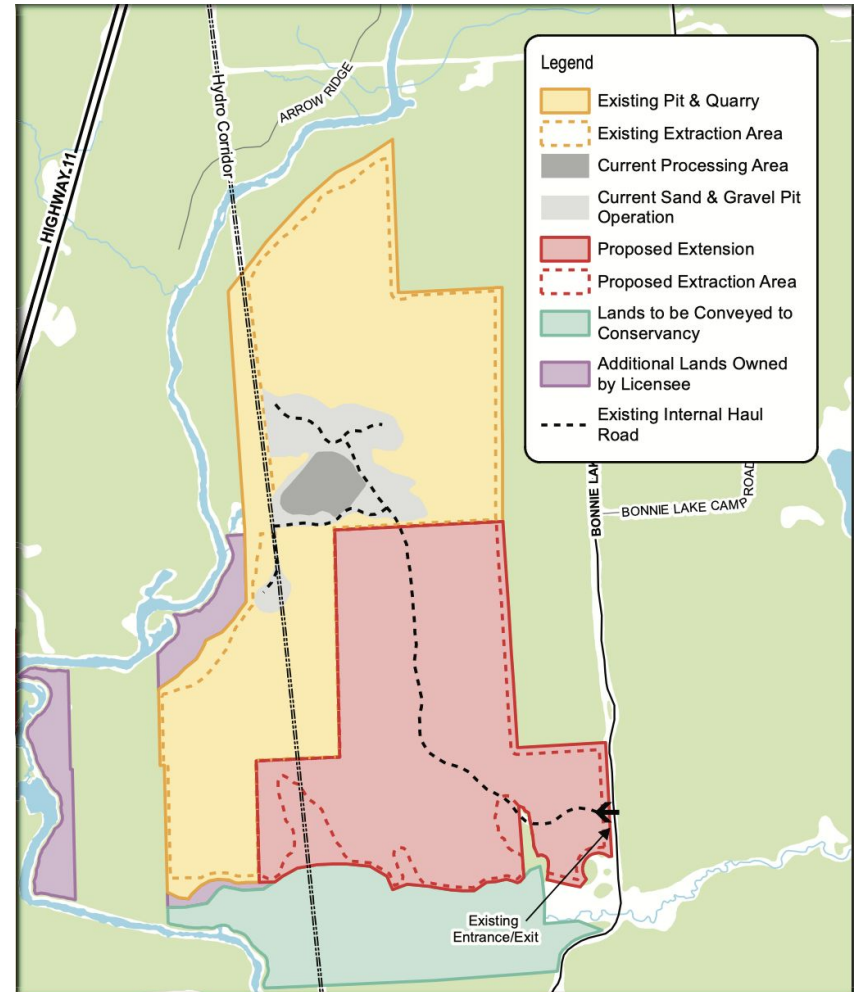
Aug.31, 2022 Council Meeting

Oct.5, 2022 Planning Meeting

Oct.12, 2022 Council Meeting Passed

<https://www.fowler.ca/Childs-Pit-Quarry-Resources.htm>

<https://muskokatoday.com/2022/10/fowler-destroying-environment-for-profit-charge-mega-quarry-opponents/>



# STOP THE MUSKOKA MEGA QUARRY



1,420 have signed. Let's get to 1,500!



**At 1,500 signatures**, this petition is more likely to get picked up by **local news!**



Laura P signed this petition



Mark Kahabka signed 14 hours ago



Jason Donaldson signed 1 day ago

## Sign this petition

First name

# The Mega Quarry Facts

This quarry expansion project will:

- Increase the size of the quarry from 580 acres to 983 acres destroying provincially significant plants like the black ash tree
- Allow for the destruction of 92.7 acres of zoned Environmental Protection Wetland and damage the Sage Creek Wetland ecosystem
- Allow for the relocation of provincially significant animals like the midland painted turtle and snapping turtles
- Allow for blasting to occur within 290 m of the Muskoka River and 95m of Sage Creek upstream from the town of Bracebridge drinking water source. Extraction will occur up to 100m (400 feet) below ground level. This will release toxins into the watershed, making their way down the Muskoka River and into Lake Muskoka
- Increase large gravel truck trips from 28 to 254 per hour on Muskoka roads
- Allow for the removal of 6.9 million litre of water a day from the Muskoka River to wash aggregates

# 2. Notice of Appeal

Deadline to File:

November 15, 2022 4PM



**NOTICE OF PASSING OF A ZONING BY-LAW BY  
THE CORPORATION OF THE TOWN OF BRACEBRIDGE**

**APPLICATION NO. D14-10/20**

**FOWLER CONSTRUCTION COMPANY LIMITED**

**ROLL NUMBERS: 040-020-020-00; 040-020-021-00; 040-021-066-00; 040-021-065-00;  
and 040-022-042-00**

**BY-LAW NO. 2022-082**

**TAKE NOTICE THAT** the Council of the Corporation of the Town of Bracebridge passed By-law No. 2022-082 on the 12<sup>th</sup> day of October 2022, under Section 34 of the Planning Act, R.S.O. 1990.

**AND TAKE NOTICE THAT** any person or agency to whom this notice is sent may appeal to the Ontario Land Tribunal in respect of the by-law by filing with the Clerk of the Town of Bracebridge **NOT LATER THAN 4:00 p.m. on the 15<sup>th</sup> day of November, 2022** the Appellant Form setting out the reasons for the appeal. To appeal the Decision to the Ontario Land Tribunal, complete an Appellant Form from the Ontario Land Tribunal website (<http://ollt.gov.on.ca/ollt/appeal/ollt/forms>) which sets out the reasons for the appeal and send to the Town of Bracebridge. You must enclose the appeal fee of \$1,100.00 for each application appealed, paid by certificate cheque or money order, made payable to the Minister of Finance.

An explanation of the purpose and effect of the zoning amendment, describing the lands to which the by-zoning amendment applies, and a key map showing the location of the lands to which the zoning amendment applies, are set out below. The complete by-law is available by request by email [planning@bracebridge.ca](mailto:planning@bracebridge.ca).

**DATED** at the Town of Bracebridge this 26<sup>th</sup> day of October, 2022.

LORI McDONALD, Director of Corporate Services/Clerk  
Town of Bracebridge,  
1000 Taylor Court,  
Bracebridge, Ontario P1L 1R6  
705-645-6319, Ext. #3200

**NOTE:**

Only individuals, corporations and public bodies may appeal a zoning by-law to the Ontario Land Tribunal. A notice of appeal may not be filed by an unincorporated association or group. However, a notice of appeal may be filed in the name of an individual who is a member of the association or the group on its behalf.

No person or public body shall be added as a party to the hearing of the appeal unless, before the by-law was refused, the person or public body made oral submissions at a public meeting or written submissions to the council or, in the opinion of the Tribunal, there are reasonable grounds to add the person or public body as a party.

**EFFECT OF PUBLIC CONSULTATION ON DECISION**

Written and oral submissions were considered by Council prior to making a decision on this application which resulted in an increased front yard setback being imposed and all public comments on the zoning amendment application being forwarded to the Ministry of Natural Resources and Forestry for consideration with respect to the Aggregate Resources Act Licence application.

**EXPLANATION OF THE PURPOSE AND EFFECT OF THE PROPOSED ZONING AMENDMENT**

The zoning amendment is required in order to rezone the lands to permit an expansion of a Pit/Quarry operation.

The applicant has applied for a licence under the Aggregate Resources Act (ARA) and an approved Zoning Amendment is required as part of the licencing process. The lands subject to the Zoning Amendment application are part of a land holdings, which contain an existing quarry licence area of 234.7 hectares (579.6 acres) and is permitted to extract an area of 202 hectares (499 acres). If approved, the licence would apply to an additional area of 163.1 hectares (403 acres) and would permit an additional extraction area of 143.2 hectares (353.8 acres).

Specifically, the zoning amendment proposes to amend the Town of Bracebridge's Comprehensive Zoning By-law 2015-088 by changing the zoning of the subject lands from the present zones of Extractive Industrial Quarry Special – 1 (MQ3-1) zone, in part and Environmental Protection Wetlands One (EPW1) zone, in part to Extractive Industrial Quarry Special – 2 (MQ3-2) zone.



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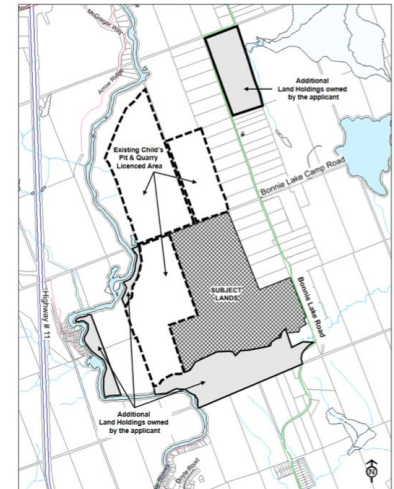
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and 040-022-042-00**

**BY-LAW NO. 2022-082**

**EXPLANATION OF THE PURPOSE AND EFFECT OF THE PROPOSED ZONING AMENDMENT  
(cont'd)**

The proposed Extractive Industrial Quarry Special – 2 (MQ3-2) zone would permit all those uses in the Extractive Industrial Quarry (MQ3) zone and would permit a minimum setback for buildings, plants and product stockpiles of 0.0 metres (0 feet) along the common lot line boundary of an adjacent licensed Pit/Quarry only. The proposed Extractive Industrial Quarry Special – 2 (MQ3-2) zone would also require an increase front yard setback of 60 metres for buildings, plants and product stockpiles. All other applicable provisions of the Extractive Industrial Quarry (MQ3) zone would continue to apply with respect to the lands located within the Extractive Industrial Quarry Special – 2 (MQ3-2) zone.

**KEY PLAN SHOWING LOCATION OF THE LANDS TO WHICH THE BY-LAW APPLIES:**



# 3. Ontario Land Tribunal Process



Ontario Land Tribunal

*“The Ontario Land Tribunal (OLT) hears and decides appeals and matters related to land use planning, environmental and natural features and heritage protection, land valuation, land compensation, municipal finance, and related matters.”*

Requires lawyers, planners  
and subject matter experts

What is the role of the OLT?

The Ontario Land Tribunal (OLT) is established by the Ontario Land Tribunal Act, 2021. The OLT hears applications and appeals under different provincial environmental legislation including:

- The [Clean Water Act, 2006](#)
- The [Environmental Assessment Act](#)
- The [Environmental Bill of Rights, 1993](#)
- The [Environmental Protection Act](#)
- The [Greenbelt Act, 2005](#)
- The [Niagara Escarpment Planning and Development Act](#)
- The [Nutrient Management Act, 2002](#)
- The [Oak Ridges Moraine Conservation Act, 2001](#)
- The [Ontario Water Resources Act](#)
- The [Pesticides Act](#)
- The [Resource Recovery and Circular Economy Act, 2016](#)
- The [Safe Drinking Water Act, 2002](#)
- The [Toxics Reduction Act, 2009](#)
- The [Waste Diversion Transition Act, 2016](#)

<https://olt.gov.on.ca/tribunals/ert/frequently-asked-questions/>

# 4. Aggregate Resources Act : Licensing Process

## PART I GENERAL

### **Purposes of Act**

2 The purposes of this Act are,

- (a) to provide for the management of the aggregate resources of Ontario;
- (b) to control and regulate aggregate operations on Crown and private lands;
- (c) to require the rehabilitation of land from which aggregate has been excavated; and
- (d) to minimize adverse impact on the environment in respect of aggregate operations. R.S.O. 1990, c. A.8, s. 2.



# 5. Bill 23 - More Homes Built Faster Act (2022)

<https://www.ola.org/en/legislative-business/bills/parliament-43/session-1/bill-23>

<https://www.amo.on.ca/advocacy/health-human-services/unpacking-bill-23-more-homes-built-faster-act-2022>

“Many of the proposed amendments to the Conservation Authorities Act and the Planning Act in Bill 23 are concerning, as they signal a move away from environmental protection at a time when climate change impacts are being felt more at the local level.”

“Another emerging area of concern is the proposal to allow pits and quarries to request official plan amendments within two years of a new official plan or secondary plan coming into effect.”

<https://thenarwhal.ca/doug-ford-housing-plan-ontario-environment/>

“7. New housing legislation aims to speed up aggregate development in Ontario

Aggregate is sand, gravel and crushed stone used to make concrete and other materials for construction of buildings and highways. Extraction created quarries and pits that can disrupt the landscape, eliminating vital habitat — one species-at-risk, the Jefferson salamander, tends to live in places with aggregate deposits. It can also interrupt waterways and aquifers, which can harm the quality and amount of water flowing downstream. The Ontario government is proposing multiple changes to aggregate rules. One change, detailed in the leaked document, would punt some decisions from the minister of natural resources and forestry, currently Graydon Smith, to lower-level staff at the ministry. That would speed up the approval process, responding to “industry concerns,” the leaked document reads, also noting that environmental groups and Indigenous communities might see it as “reducing industry oversight.”As an internal process change, rather than a revision to legislation, this move requires no public consultation, the document notes.”

## 6. Reform Gravel Mining Coalition

# RGMC Phase 2 LAUNCH

Thursday November 10 @ 7PM  
VIRTUAL MEETING



**SPEAKER: Mike Balkwill,  
RGMC Campaign Manager**

Mike will be presenting a three point plan for communities to present to municipal councils and protect resident participation in the wake of Bill 23.



**RSVP HERE**

#ReformGravelMining

[www.reformgravelmining.ca](http://www.reformgravelmining.ca)

David Donnelly - Donnelly Law

# RGMC Phase 2 LAUNCH

Thursday November 10 @ 7PM  
VIRTUAL MEETING



**SPEAKER: David Donnelly,  
Environmental Lawyer**

David will spell out implications  
of Doug Ford's proposed  
legislation, and describe the  
action that municipal  
governments can take.



**RSVP HERE**



#ReformGravelMining

[www.reformgravelmining.ca](http://www.reformgravelmining.ca)

# Fundraising



# SMALL CHANGE FUND

[News](#)[Programs](#)[Supporters](#)[Resources](#)[About Us](#)[Donate](#)

## Snapshot

The proposed Muskoka Mega Quarry threatens the health and safety of Muskoka residents. It will destroy over 900 acres of land and will be in operation for over 100 years. It will allow for blasting below the water line that will disrupt aquifers. It will allow for removal of species at risk. It will allow for the destruction of 40 acres of designated wetland. It will extract more aggregate than Muskoka needs and ship excess to the GTA for use. It will add 254 more trucks to the roads in Muskoka.

We must stop this expansion and rezoning for the health and safety of the Muskoka environment, its visitors and residents. **Please donate today!**

CONSERVATION Bracebridge, Muskoka, Ontario, Canada

## SAY NO TO THE MUSKOKA MEGA QUARRY

\$350  
Raised

2  
Donors

86  
Days Left

Raised: 0.70%

Goal: \$50,000

\$10

\$25

\$50

\$100

\$ 25

PROCEED

<https://smallchangefund.ca/project/say-no-to-the-muskoka-mega-quarry/>

# Join the MEA Board

Email to [nmmqinfo@gmail.com](mailto:nmmqinfo@gmail.com)

Treasurer

Fundraising

Communications

# References

<https://www.ontario.ca/page/aggregate-resources>

[https://www.lioapplications.lrc.gov.on.ca/Pits\\_And\\_Quarries/index.html?viewer=Pits\\_and\\_Quarries.Pits\\_and\\_Quarries&locale=en-CA](https://www.lioapplications.lrc.gov.on.ca/Pits_And_Quarries/index.html?viewer=Pits_and_Quarries.Pits_and_Quarries&locale=en-CA)

<https://www.reformgravelmining.ca>

<https://www.ola.org/en/legislative-business/bills/parliament-43/session-1/bill-23>

<https://www.ontario.ca/laws/statute/90a08>

<https://olt.gov.on.ca/tribunals/ert/frequently-asked-questions/>

<https://bracebridge.civicweb.net/filepro/documents/>

<https://www.fowler.ca/Childs-Pit-Quarry-Resources.htm>

<https://thenarwhal.ca/doug-ford-housing-plan-ontario-environment/>

<https://www.amo.on.ca/advocacy/health-human-services/unpacking-bill-23-more-homes-built-faster-act-2022>

<https://muskokatoday.com/2022/11/fowler-pit-studies-contradict-each-other-on-spieces-at-risk/>