

# The Corporation of the Town of Minto

## By-Law 2018-74

To amend By-law 01-86 to bring the Minto Zoning By-law into conformity with the Maitland Valley and Saugeen Valley Source Protection Plans

**WHEREAS** under Section 9 of the Municipal Act, S.O., 2001, c. 25, the Corporation of the Town of Minto has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

**WHEREAS**, the Council of the Corporation of the Town of Minto deems it necessary to amend By-law Number 01-86;

**NOW THEREFORE** the Council of the Corporation of the Town of Minto enacts as follows:

1. THAT **Section 5 Definitions**, is amended by adding the following new definitions in alphabetical order:

**DUMP** means a waste disposal site where waste is deposited without cover material being applied at regular intervals.

**LAND DISPOSAL** within the meaning of Section 1 of Regulation 347 (General – Waste Management) made under the *Environmental Protection Act* means, with respect to waste, the deposit or disposal of the waste upon, into, in or through land, including,  
(a) the deposit of the waste at a dump,  
(b) the landfilling of the waste,  
(c) the discharge of the waste into a geological formation by means of a well, and  
(d) the landfarming of the waste, in the case of a petroleum refining waste.

**LANDFARMING** means the biodegradation of petroleum refining wastes by naturally occurring soil bacteria by means of controlled application of the wastes to land followed by periodic tilling;

**LANDFILLING** means the disposal of waste by deposit, under controlled conditions, on land or on land covered by water, and includes compaction of the waste into a cell and covering the waste with cover materials at regular intervals;

**SIGNIFICANT DRINKING WATER THREAT** means a drinking water threat that, according to a risk assessment, poses or has the potential to pose a significant risk (Clean Water Act).

**SOURCE PROTECTION PLAN** means a drinking water source protection plan prepared under the Clean Water Act (Clean Water Act).

**WELLHEAD PROTECTION AREA** means an area that is related to a wellhead and within which it is desirable to regulate or monitor drinking water threats (Ontario Regulation 287/07)”

2. THAT **Section 6.35.2 Restricted Uses** is amended by deleting the fourth bullet and replacing it with the following two bullets:

- Land disposal of:
  - Petroleum refining waste
  - Hazardous waste, liquid industrial waste or processed liquid industrial waste
  - Liquid industrial waste

- Industrial waste or commercial waste
- Municipal waste
- a waste transfer station or a waste separating station”

3. THAT **Section 6 General Provisions**, is amended by adding the following new subsection and renumbering subsequent sections:

**“6.36 WELLHEAD PROTECTION**

The purpose of the provisions in this section is to prevent the inadvertent approval of Planning Act applications or the issuance of building permits that may result in the establishment of activities that are significant drinking water threats.

**Explanatory Notes:**

1. An application for development, redevelopment, or site alteration within a Wellhead Protection Area, where a drinking water threat could be significant, shall only be deemed complete under the *Planning Act* if submitted with a Section 59 Notice issued by the Risk Management Official, as appointed by the Town, in accordance with the *Clean Water Act, 2006* and where applicable in accordance with the applicable Source Protection Plan.
2. The Risk Management Official, as appointed by the Town, shall determine whether a new land use or activity is, or involves, a significant drinking water threat in accordance with the *Clean Water Act, 2006* and whether the use or activity is prohibited or regulated in accordance with the applicable Source Protection Plan.

**6.36.1 MAITLAND VALLEY WELLHEAD PROTECTION AREA OVERLAY**

Within the Maitland Wellhead Protection Area Overlay shown on Schedule ‘A’, any use that is, or would be, a *significant drinking water threat* is required to conform with all applicable Maitland Valley Source Protection Plan policies and, as such, may be prohibited, restricted, or otherwise regulated by that Source Protection Plan.

**6.36.2 SAUGEEN VALLEY WELLHEAD PROTECTION AREA OVERLAY**

Within the Saugeen Wellhead Protection Area Overlay shown on Schedule ‘A’, any use that is, or would be, a *significant drinking water threat* is required to conform with all applicable Saugeen Valley Source Protection Plan policies and, as such, may be prohibited, restricted, or otherwise regulated by that Source Protection Plan.

4. THAT **Maps 1, 2, 3, 4 and 6** are amended as shown on Schedules A-1, A-2, A-3 and A-4 attached to and forming part of this By-law.
5. THAT except as amended by this By-law, the land shall be subject to all applicable regulations of Zoning By-law 01-86, as amended.
6. THAT this By-law shall come into effect upon the final passing thereof pursuant to Section 34(21) and Section 34(22) of *The Planning Act*, R.S.O., 1990, as amended, or where applicable, pursuant to Sections 34 (30) and (31) of *The Planning Act*, R.S.O., 1990, as amended.

Read a first, second, third time and finally passed in open Council this 18<sup>th</sup> day of September 2018.

---

Mayor – George Bridge

---

C.A.O. Clerk – Bill White

Schedule "A-1" of By-law 2018-74



Schedule "A-2" of By-law 2018-74



Schedule "A-3" of By-law 2018-74



Schedule "A-4" of By-law 2018-74

