
Port Fuels & Material Services, Inc.

Meeting Minutes

Date: March 26, 2015

Location: Boardroom, Art Gallery of Hamilton (123 King St. W)

Chair: Bob Clark, PFMSI

Facilitator: Greg Zilberbrant, JBI

Participants: Bob Clark, PFMSI, Keith Reid (PFMSI), Stephen Rowe (KNA), Lynn Stewart (McMaster), Melanie (SSNH), Ellen Morris (Gala Hub), Blair (CRA), Peter DeBoer (City of Hamilton Fire Dept), James Kaspersetz (Clean Air Hamilton), Matt Lawson (City of Hamilton Public Health), Linda Lukasik (Environment Hamilton)

Regrets: Ilona Feldmann (BARC), Chris McLaughlin (BARC)

Welcome & Introduction

Bob provided a review of recent activities

- An independent review by Hamilton Public Health Services, in addition to City of Hamilton review, was reviewed earlier today with positive discussions
- The meeting with the City Planning Department regarding the HPA zoning issue was also positive

Bob introduced the new CLC member Matt Lawson, Hamilton Public Health Services

- Matt explained that the Medical Officer of Health independent opportunity to conduct a review of the ESR. They met today with PFMSI/CRA to address questions from the review.

Approval of Past Meeting Minutes

Motion to approve past minutes by Keith, seconded by Stephen. All in favour. Minutes from the February 19, 2015 meeting approved.

Environment Permitting Update: Blair Shoniker, CRA

- Blair provided an overview of the status to date and upcoming dates for City Council review
 - Bob commented that even if the City's peer reviews are positive, the Council stated that it still reserves the opportunity to submit a Part II Order Request

- Stephen and Melanie asked if there was any new info in an Individual EA process compared to the ESR. Blair explained there would likely not be any new info, just a different process with an Individual EA vs. ESR and any new information would be on providing clarification.
- Stephen asked what the shovel in the ground timeline would be
 - Blair explained that if everything goes according to plan, the project can be implemented pursuant to any further required approvals
 - Bob commented the goal has always been summer 2015, however there is already delay in the City's peer review process
- Blair explained that reports done for the ESR included information that will be required in the ECA process so that the public had more detailed information in the ESR process.
 - Ellen asked where the ECA applications are posted and if this could be shared. Blair clarified they are posted to the EBR, CLC would be notified, and sharing is encouraged.
 - Melanie asked for clarification on where the notification is sent by mail. Blair explained typically they have to send out a mailing to adjacent properties. Melanie suggested it be sent out to the study mailing list. Bob agreed. Greg encouraged CLC members to help get these messages out to the greater community, as part of their role on the CLC.
- Greg mentioned to Lynda that based on a question she had in a previous meeting that the EBR would be another opportunity for engagement and opportunity to consult.
 - Lynda thought that because they have gone through an ESR under the EAA, they are not subject to the EBR process. Blair explained that they are still subject to the EBR process.
- Melanie asked what the federal process is. Blair explained there is no prescriptive process and it is up to the federal authority on how they meet the requirements on the federal act.
 - Bob explained that the HPA process would commence formally once ESR was approved.
- Lynda asked for an update on municipal zoning
 - Bob explained they met with the City Planning Department Zoning Officer and other representatives today to submit their zoning verification and they reported that they do not anticipate any issues.
 - Melanie asked for more detail about the zoning verification. Bob explained that it is an application to see if the intended use conforms with current zoning for the land. It is an "acceptable use".
- Melanie asked for more details on the Public Health meeting held today with CRA
 - Matt explained that Public Health was late in engaging with PFMSI. Some staff members attended the two open houses. Public Health hired Golder to do the review, who is also currently working on an airshed model for the City. They are also having Public Health Ontario review the human health assessment report. At today's meeting, they reviewed questions raised in Golder's review and CRA is preparing technical responses.
 - Melanie asked if Public Health is satisfied with Golder's review. Matt explained that Public Health does not have the airshed modeling expertise to review, therefore they rely on and are confident with the consultant expertise.

- Melanie asked if Golder's report will be publicly available. Matt explained that a report will be presented at either the April 8 GIC meeting or April 20 Board of Health meeting (note: All Councillors comprise both GIC & Board of Health).

Community Presentation: Sherman Hub, Melanie

- Sherman Hub took a non-binding political straw poll for support at their recent meeting: 3 for, 22 against, 1 abstained. This does not determine the position of Sherman Hub as they remain neutral.
- Melanie asked a question from Sherman Hub, which was brought up by a member, regarding an update on the progress of Emergency Response Plans.
 - Bob explained that once approvals are received and detailed designs are completed, a plan can be developed and reviewed.
 - Stephen asked if there is a fire code that has to be met. Peter said the Ontario Fire Code doesn't apply to federal land, but the Fire Dept deals with the HPA regularly to share information. Peter agrees with Bob that there is not enough info now to develop a plan and that the Fire Dept is very interested in the Emergency Response Plan. It was agreed by Peter and Bob that it would be addressed at the appropriate time.
- Lynda asked for clarification on the process if the Ontario Fire Code doesn't apply.
 - Peter explained the Fire Department does an inspection and issues a report to the federal government and the property owner. The federal government should then do a follow-up, but Peter doesn't know their process.
- Peter asked Blair about the ECA process as they typically receive ECAs, but not for federal lands. Blair explained that ECAs are circulated to all agencies (which would include the City), is posted on the EBR for all Ontarians to review, and will notification will be provided to CLC members.

Next Steps & Next Meeting

- Greg discussed the potential for a facility tour as raised in the February 19, 2015 meeting. Wilcox Street is a public street, so everyone was encouraged to go there and see the land. Bob suggested all you can see is a vacant lot, however if the CLC wants an actual site visit, he can schedule one.
- Bob discussed reducing the meeting frequency from monthly to quarterly, with ongoing dialogue that can continue online.
 - James suggested it is a good idea to meet in May to discuss City & Public Health reviews. Bob agreed.

Next meeting will be suggested via email and confirmed.

Adjourn - Meeting adjourned at 8:38 pm.