

# Law Crushed Stone Quarry Extension Consultation Summary & Strategy

**Prepared for:**

Waterford Sand and Gravel Ltd.

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# Law Crushed Stone Quarry Extension Public Consultation Plan and Summary

## 1 Introduction

Waterford Sand and Gravel Ltd. is proposing the extension of an existing quarry known as “Law Quarry”, located on Highway 3 in the Township of Wainfleet, approximately 3km west of the City of Port Colborne. The lands proposed for expansion are located to the west of the existing quarry and are legally described as Part of Lots 6 & 7, Concession 2, Part of Road Allowance between Lots 5 & 6, Concession 2, Township of Wainfleet in the Regional Municipality of Niagara. The subject lands are bounded on the east by Biederman Road, to the south by Highway 3, to the west by Graybiel Road, and to the north by a portion of the Wainfleet Bog.

The proposed extension to the existing quarry requires both approvals from the Ministry of Northern Development and Mines, Natural Resources and Forestry (MNDMNRF) under the *Aggregate Resources Act* as well as the Region of Niagara and Township of Wainfleet under the *Planning Act*. The following applications and approvals outlined in Table 1 are required:

*Table 1: Applications Required and Approval Authority*

<b>Application</b>	<b>Legislative Authority</b>	<b>Approval Authority</b>
Class A Licence	Aggregate Resources Act	Ministry of Northern Development and Mines, Ministry of Natural Resources and Forestry.
Regional Official Plan Amendment	Planning Act	Region of Niagara
Township of Wainfleet Official Plan Amendment	Planning Act	Region of Niagara
Township of Wainfleet Zoning By-Law Amendment	Planning Act	Township of Wainfleet

As outlined in this Report, both the *Planning Act* and the *Aggregate Resources Act* include statutory requirements for public consultation.

## 2 Consultation Activities Completed (prior to Applications being submitted)

Prior to the submission of the applications outlined in Table 1, the following consultation activities have already occurred or are ongoing:

1. Ongoing correspondence and involvement of the Mississaugas of the Credit First Nation (MCFN) regarding property Archaeology Assessments.
2. Ongoing correspondence and involvement of the Six Nations of the Grand River (SNGR) and Haudenosaunne Confederacy Chiefs Council regarding property Archaeology Assessments.
3. Pre-consultation Meeting held with Niagara Region on March 30, 2021 and November 26, 2020
4. Pre-consultation Meeting held with the Township of Wainfleet on March 30, 2021 and 26, 2020. Additional meetings also occurred in 2017 and 2018.
5. Pre-consultation Meeting with the Ministry of Northern Development and Mines, Natural Resources and Forestry (various dates in 2020, 2021, and 2022)
6. Pre-consultation Meeting with the Niagara Peninsula Conservation Authority (NPCA) in 2018.

\*Note: For additional details regarding Indigenous Engagement. See Record of Indigenous Engagement appended to Stage 3 Archaeological Assessment submission (ASI, August 21, 2021)

## 3 Following the Submission of Applications – Review and Comment Period

Following the submission of applications outlined in Table 1, the following activities will occur:

1. The Region of Niagara and Township of Wainfleet will review the Official Plan and Zoning Applications and provides a *Notice of Complete Application*.
2. MNMNR reviews the Aggregate Resources Act Licence Application and issues a *Notice of Complete application*.
3. Once deemed completed, copies of the Application submission packages (including all technical reports and Site Plan) are available for public review from the Township, Region, MNMNR, or the Applicant.
4. Notices of Public Meetings as required by *Planning Act* (Region and Township)
5. Public Meeting(s) hosted by Region and Township
6. Public Notice of Application circulated to adjacent Landowners within 120m of the Licence Boundary required by *Aggregate Resources Act*

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7. Waterford Sand and Gravel publishes a Newspaper notice detailing information about the Aggregate Resources Act Licence Application and Public Information Session
8. A Public Information Session, under the *Aggregate Resources Act*, is hosted by Waterford Sand and Gravel
9. Under the Aggregate Resources Act, a 60-Day period is provided for interested parties to review and provide comments on the Licence Application
10. Posting of the ARA Application on the Environmental Registry of Ontario
11. Posting of the Application materials on the Townships and/or Regions website
12. Initiation and continuation of the Duty to Consultant engagement activities with Indigenous Communities, as directed by MNDMNRF

### 4 Following Planning Act Public Meeting / ARA Public Information Session / End of 60-Day ARA Notice Period

1. Waterford Sand and Gravel to review and respond to all comments received by the Public through the ARA 60-Day period. Under the ARA, the applicant has a two-year period to completed the consultation process
2. ARA Objection Forms served to persons to confirm if comments have been resolved
3. A record of public, agency, and Indigenous community consultation is compiled and submitted to MNDMNRF
4. Niagara Region / Township of Niagara Joint Council meeting to consider ROPA, OPA and ZBA and recommendations for Site Plans
5. Notice of Decision (ROPA) – issued and circulated by Niagara Region
6. Notice of Decision (Township of Wainfleet OPA) – issued and circulated by Niagara Region
7. Notice of Decision (ZBA) – issued and circulated by Township of Wainfleet
8. Notice of Referral or Recommendation – issued and circulated by MNDMNRF
9. Notice of Referral or Recommendation posted to the Environmental Registry of Ontario