



Steering Committee Agenda

Date: December 16, 2015

Location: Town Hall—Council Chambers; 575 Dominion Ave

Time: 5:30 p.m

-
1. Open Meeting
 2. Re-Introductions
 3. Vision Workshop Results/Report/Discussions — Ron Palmer, The Planning Partnership
 4. Work Plan/Schedule Review — Ron Palmer, The Planning Partnership
 5. First Nations Consultation Update - Wes Crown (items attached)
 6. Developers Focus Group — Wes Crown
 7. Next Steps (set meeting dates as required)

**Note to Steering Committee Members - A light meal will be provided. If you have any dietary restrictions, please let Sherri Edgar know (sedgar@midland.ca) as soon as possible.*



NATION
huronne-wendat



Bureau du
Nionwentsio

Wendake, October 21th, 2015

Wesley R. Crown, MCIP, RPP
Director of Planning and Building Services
Planning and Building Services
Town of Midland
575 Dominion Avenue,
Midland (On) L4R 1R2

Re: Huron-Wendat Nation Involvement in Official Plan Review

Dear Sir,

We have received your letter dated September 24th inviting the Huron-Wendat Nation to participate to the Official Plan Review of the Town of Midland and be consulted throughout the process. The Huron-Wendat Nation Council is confirming our interest to be involved and provide input in a meaningful consultation process.

In addition to ensuring that we receive all reports, studies and documents for review and comment as part of an adequate consultation process, the Huron-Wendat Nation is committed to provide written input and when required, participate to telephone conferences and in-person meetings to discuss the Town's Official Plan Review Process (providing adequate financial resources are allocated).

The Town must design its planning process to recognize the constitutional rights and legitimate interests of the Huron-Wendat Nation in the context of impacts to our cultural heritage. As the descendant community with the largest archaeological record in Simcoe County (see map, enclosed), we would welcome the opportunity to work with the Town of Midland, located in the heart of Historical Huronia, to develop appropriate and effective policies that respect our cultural heritage. This type of collaboration is also recommended in the PPS:

"Planning authorities are encouraged to coordinate planning matters with Aboriginal communities."

(Policy 1.2.2, Section 1.2, Coordination)

In order for our involvement to be meaningful, we are requesting the Town of Midland for capacity funding for reviewing documents related to the Official Plan. We are therefore requesting an initial amount of \$2,500.00. This amount would cover the fees for our team of 4

experts: Lands and Resources (environment), Culture and Heritage, Archaeology and Policy and Legal Services to provide input.

We, along with our experts, can work with us and help guide the policy development process to ensure that the Town of Midland is following best practice standards that are being adopted by other municipalities in the Province. The Huron-Wendat Nation hopes to establish a meaningful relationship with the Town and looks forward to your reply.

In Peace and Friendship,



Louis Lesage, Director
Nionwentsio Office (Lands and Resources)
Huron-Wendat Nation Council

Encls: Map



RECORD OF MEETING

Date: November 26, 2015

Attending: **GBTTCC** – Pauline Richardson, David Dusome, Peter Coture, Larry Duval, and Greg Garratt
MNO LRC Branch – Jesse Fieldwebster
Town of Midland – Wes Crown, Jill Lewis, and Leah Quin

Subject: **MIDLAND OFFICIAL PLAN REVIEW – DUTY TO CONSULT AND ACCOMMODATE: GEORGIAN BAY TRADITIONAL TERRITORY CONSULTATION COMMITTEE (GBTTCC)**

Purpose of meeting:

Meeting to discuss the Town's current Official Plan Review (OPR) as it relates to the Town's Duty to Consult and Accommodate under Section 35 of the *Constitution Act*. Items for discussion included: (a) GBTTCC's presentation covering "Métis 101" and the Duty to Consult, (b) Midland's presentation covering "Official Plans 101", the OPR work plan, and the Duty to Consult, (c) an OPR issues discussion, and (d) proposed next steps.

Meeting Summary:

Town Staff were invited to an information sharing and relationship building meeting with GBTTCC members at the Georgian Bay Métis Council Office with regard to Métis consultation and input in the Town's current OPR process. Following a pre-meeting introduction and an opening prayer, J. Fieldwebster introduced the GBTTCC's presentation on Métis history, the MNO governance structure, and the evolution of the Duty to Consult and Accommodate.

J. Fieldwebster explained the emergence of a Métis-specific governance structure as opposed to past Pan-Aboriginal models. Métis governance structures are guided by a number of documents, such as the Métis Rules of Order, and provincial leaders are democratically elected. He further explained the respective roles of the Provisional Council of the MNO, and Chartered Community Councils. Changes in consultation procedures and other Métis rights emerged after Court decisions such as *R. v. Powley, 2003* and *Haida & Taku, 2004*. These changes led to the development of regionally-specific MNO Consultation Protocols, in addition to clarification of harvesting rights and government-to-government relations. P. Richardson described one element that sets GBC-MNO protocols apart is the inclusion of a youth representative. J. Fieldwebster outlined the basic principles of

consultation, as well as the consultation framework in the GBC-MNO region, which consists of three phases: (1) Notification, (2) Information Exchange, and (3) Accommodation.

GBTTCC received a presentation from W. Crown outlining the content of Official Plans, the Provincial planning framework, and the Town's new approach to Métis/First Nations consultation. He emphasized that under the Provincial planning framework, the Town has received provincially-allocated forecasts for population and job growth which must be accommodated and developed for. J. Lewis provided an overview of the OPR process, which will occur in six phases, including: (1) getting started (phase completed!), (2) consultation/visioning from July 2015 to November 2015, (3) background studies and discussion papers from June 2015 to January 2016, (4) directions and recommendations from January 2016 to March 2016, (5) draft Official Plan from April 2016 to December 2016, and (6) Final Official Plan targeted for December 2016. She also outlined Midland's community engagement plan. P. Richardson clarified that traditional Open Houses are not part of Métis consultation, and that a group Open House for Métis should run as a parallel process. W. Crown advised that the Town is learning how to incorporate an increased level of responsibility in its Duty to Consult, and has modified its approach to Métis/First Nations consultation.

The Planning Issue panels from Midland's November 16th 2015 Community Visioning Session were distributed to GBTTCC members so they could write responses to questions and concerns for each of the ten Planning Issues identified by The Planning Partnership. After some discussion, it was determined that a free-form discussion format as a group would be beneficial, and then GBTTCC members could form their own written responses. J. Fieldwebster will compile and submit the committee's feedback to the Town as soon as possible. P. Coture identified the loss of traditional/historic place names as an issue, and D. Dusome shared an example of how Owen Sound has preserved its historic Mudtown community name on a plaque. P. Coture also identified a lack of archaeological professionals and resources specific to Métis culture as an issue for historic preservation and representation. The group had considerable discussion surrounding harvesting rights and water access, which have become increasingly problematic for Métis community members

FORWARD-LOOKING STATEMENTS AND INFORMATION

Our oral and written communications, including this document, often contain forward-looking statements and opinions that are based on current plans and policy of the Town, County and Province. Such statements include, but are not limited to: statements related to conformity with plans and policies; statements regarding the type and number of applications required; required studies to support a future planning application(s); and statements regarding planning opinions based on a limited review of the matter. Words such as "expect," "anticipate," "intend," "attempt," "may," "plan," "will", "can", "believe," "seek," "estimate," and variations of such words and similar expressions are intended to identify such forward-looking statements. These statements are not guarantees of future positions or opinions and involve assumptions and risks and uncertainties that are difficult to predict including changes to plans and/or policies that may occur prior to the submission of any application(s). Therefore, actual opinions and results may differ materially from what is expressed, implied or provided in such forward-looking statements. We do not intend, and we disclaim any obligation to update any forward-looking statements, except as required by law. In addition, the actual decisions and determinations of the Committees and Council of the Town of Midland are independent of any position, opinion or report prepared by staff in respect of any planning applications submitted to the Corporation of the Town of Midland.

These forward-looking statements are based on a variety of factors and assumptions including, but not limited to the following: no unforeseen changes in the legislative, plan or policy frameworks; no changes to the nature or detail of the proposed development or planning application(s); and no unforeseen information that would not be discovered in the ordinary course of business or was not disclosed to the Town.

due to land and waterfront privatization. The Committee supports the idea of receiving notice of surplus lands for sale to ensure they have a fair chance to consider purchasing land of interest. An email from J. Fieldwebster to the Town was requested.

L. Duval enquired about the next steps in the OPR consultation process, and W. Crown responded that the Town and GBTTCC will continue the conversation through OPR Phases 2 and 3. J. Fieldwebster asked if the Committee could review drafts of the discussion papers produced in Phase 3. W. Crown anticipates that the discussion papers will be ready for review in February, so the next meeting may take place at that time. J. Fieldwebster will collect the Committee's response to Planning Issue panel questions by December 1st, and he will email everyone with a proposed February 2016 meeting date. The Town thanked the GBTTCC for their participation in the Town's updated approach to Métis consultation, and the Committee looks forward to future discussions.

Recorded by: Leah Quin, Planning and Building Services

Please advise within 5 days any errors or omissions in this RECORD OF MEETING.

FORWARD-LOOKING STATEMENTS AND INFORMATION

Our oral and written communications, including this document, often contain forward-looking statements and opinions that are based on current plans and policy of the Town, County and Province. Such statements include, but are not limited to: statements related to conformity with plans and policies; statements regarding the type and number of applications required; required studies to support a future planning application(s); and statements regarding planning opinions based on a limited review of the matter. Words such as "expect," "anticipate," "intend," "attempt," "may," "plan," "will", "can", "believe," "seek," "estimate," and variations of such words and similar expressions are intended to identify such forward-looking statements. These statements are not guarantees of future positions or opinions and involve assumptions and risks and uncertainties that are difficult to predict including changes to plans and/or policies that may occur prior to the submission of any application(s). Therefore, actual opinions and results may differ materially from what is expressed, implied or provided in such forward-looking statements. We do not intend, and we disclaim any obligation to update any forward-looking statements, except as required by law. In addition, the actual decisions and determinations of the Committees and Council of the Town of Midland are independent of any position, opinion or report prepared by staff in respect of any planning applications submitted to the Corporation of the Town of Midland.

These forward-looking statements are based on a variety of factors and assumptions including, but not limited to the following: no unforeseen changes in the legislative, plan or policy frameworks; no changes to the nature or detail of the proposed development or planning application(s); and no unforeseen information that would not be discovered in the ordinary course of business or was not disclosed to the Town.