



Steering Committee Agenda

Date:: May 12, 2016

Location: Assembly Room (lower level) —Midland Public Library

Time: 6:30 p.m.

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1. Open Meeting
 2. Declarations of Pecuniary Interest
 3. Review of the Minutes—December 16, 2015
 4. Discussion Papers (hard copies delivered) — Ron Palmer, The Planning Partnership
 5. Work Plan/Schedule Review — Ron Palmer, The Planning Partnership
 6. First Nations Consultation Update - Wes Crown (items attached)
 7. Next Steps (set meeting dates as required)

*****Note to Steering Committee Members - In accordance with Town Policies, as the meeting has been changed to 6:30 p.m., no meal will be provided.*****

Minutes of the Official Plan Review Steering Committee Meeting held Wednesday, December 16, 2015 at 5:30 p.m. in the Council Chambers of the Municipal Office.

Present: Bill Kernohan, Chair
Ron Neumann, Member
Glen Canning, Councillor
Stewart Strathearn, Councillor
Jonathan Main, Councillor
Wes Crown, Director of Planning and Building Services
Jill Lewis, Senior Planner
Sherri Edgar, Executive Assistant – Planning and Building Services

Also Present: Ron Palmer, The Planning Partnership

Regrets: George MacDonald, Councillor
John Brousseau, Member
Carolyn Tripp, Chief Administrative Officer
Jamie Galloway, Town Engineer
Shawn Berriault, Director of Operations
Andrea Fay, Director of Corporate Services/Clerk

1. Open Meeting

The Chair called the meeting to order at 5:30 p.m.

2. Re-Introductions

Committee concurred that re-introductions were not necessary.

3. Vision Workshop Results/Report/Discussion

Ron Palmer provided a power point presentation regarding the summary of the one-on-one interviews conducted with members of Steering Committee and Council, results of the Visioning Workshop, a draft Vision Statement and 12 Guiding Principles.

Committee had considerable discussion and provided direction to the Consultant.

❖ **ACTION:**

R. Palmer to prepare a Draft Report regarding the Visioning Workshop, Vision Statement and Guiding Principles.

4. Workplan/Schedule Review

R. Palmer will provide an updated workplan and schedule for Committee's approval.

5. First Nations Consultation Update (on desk item)

Committee was provided with a copy of correspondence from Huron Wendat Nation Council along with a Record of Meeting.

Committee had considerable discussion regarding the Duty to Consult with First Nations in Official Plan process as well as the required fees that will have to be paid.

W. Crown noted that a Report will be sent to the January Planning and Development Committee of Council regarding the additional costs associated with the Duty to Consult.

6. Developers Focus Group

W. Crown advised that Mayor McKay suggested that a Developers Focus Group be contemplated as part of the OP Process.

Committee had discussion and concurred that a Developers Focus Group would be organized later in the process once the Draft Official Plan document was available for Public Review.

7. Next Steps

Committee had discussion regarding the Next Steps in the process.

8. Adjournment and Next Meeting

- Next meeting: To be determined

As there was no further business, the meeting was adjourned at 8:25 p.m.

Sherri Edgar, Recording Secretary



NATION
huronne-wendat



Bureau du
Nionwentsio

Wendake, February 4th, 2016

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



Re: Huron-Wendat Nation's Comments on the Midland Official Plan Review Process

Dear Sir,

Kwe,

The Huron-Wendat Nation is pleased to be involved in the Midland Official Plan Review process. We hope that our comments will be considered and integrated to enhance the next Official Plan for the benefit of your community and to protect Huron-Wendat heritage. We have a great interest in this process since Midland is part of our ancestral lands. Considering that many archaeological sites of high importance are present in the Town of Midland and that the potential to uncover additional sites in the future remains very high, the future development decisions would necessarily have to consider the significant importance of our cultural heritage and resources. As representatives of a Nation believing in alliances and cooperation, this process represents a great opportunity to build an understanding of issues, to discuss expectations, opportunities, partnerships and solutions for projects and plans that may have considerable impacts on our Nation's heritage.

As noted earlier, we would like to remind you the significant presence of numerous historical and archaeological huron-wendat sites in the Midland area. Therefore, any infrastructure or development projects that could possibly have an impact on those sites will have to be discussed, designed, and deployed in respect of applicable consultation and accommodation laws and regulations, jurisprudence and cultural rights of the Huron-Wendat Nation. The Huron-Wendat Nation is also to be involved in any project that could potentially impact our heritage. Furthermore, no other group has to be consulted or involved on our behalf. In this regard, our recommendations regarding the next Official Plan should facilitate our mutual work and nurture a good relationship between our instances.

To start with, we would like to address Huron-Wendat heritage in the Town of Midland. The Georgian Bay region has a long and rich Huron-Wendat history and our presence in this region dates back to thousands of years. Our population, prior to the spread of European epidemics in the 1630's, has been estimated around 30 000 members in this region only. With a civilization of that size, a significant presence of cultural and historical sites remain until today. Those sites could be ossuaries, villages with long houses, seasonal camps and potteries and artefacts are

also to be found. There are currently 11 recorded sites in the Town of Midland alone, and the potential for uncovering more sites in the future remains very high. For now, of the 11 recorded sites, 2 sites are enclosed in an employment area, another is located in an environmental protection zone, 5 in an open space area, one in a residential area and finally, 2 sites are located in a restricted rural zone (see attached map). Consequently, the impacts of development on our heritage can considerably vary from one land designation to another. The possibility to have different archaeological protections policies regarding land designation is a recommended option. The Town's role in the conservation and protection of the Huron-Wendat archaeological resources is essential given the significant impact municipal land use decisions may have on our archaeological resources. This is a priority for our Nation and it has to be taken with care and respect in the context of future developments in Midland. In this regard, our Council has adopted a resolution in June 2015 (see attached document).

Furthermore, the following recommendations should help enhance the future Official Plan with regards to archaeological resources protection and preservation:

1) Establish new policies for heritage resources in the next OP

The long-term conservation and protection of Huron-Wendat heritage in the Town of Midland depends upon planning development in respect of the rights and interests of our Nation. Ontario's rich cultural diversity is one of its distinctive and defining features and the Huron-Wendat Nation is a crucial part of it. To establish new heritage policies that are consistent with the 2014 Provincial Policy Statement and that assure the preservation of our heritage is a priority for us. New policies should improve heritage resource conservation practices throughout the Town in ways that recognize its cultural diversity. The new policies should also concede that preservation can only be achieved through coordinated ventures between the private sector, the Town, the Huron-Wendat Nation and the general public. Those new policies should also articulate a new vision of heritage conservation in the context of well-designed development that protects important heritage attributes on heritage properties and raises heritage awareness throughout the neighbourhoods of Midland (Municipal affairs and Housing Ministry, 2014). New archaeological policies, for example, should encourage protection as the preferred option to mitigate the impacts of proposed development on any Huron-Wendat site. As a Nation, the preservation and protection of our ancestral sites is a priority and new policies should reflect this value.

2) Develop an Archaeological Management Plan (AMP)

Archaeological sites represent fragile and non-renewable cultural heritage resources that need to be protected and the development of an AMP could be very useful to reach such goal. The provincial legislation including the Ontario Planning Act, the Ontario Heritage Act, as well as policy such as the Provincial Policy Statement 2014, requires municipalities to plan for the conservation of archaeological and heritage resources (Archaeological Services, 2013). An AMP should:

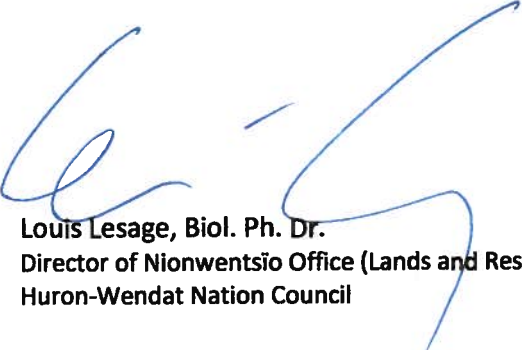
- a) Develop and update a complete inventory of archaeological sites that includes, for each known site, a detailed record.
- b) Identify areas of potential archaeological resources (where archaeological resources are most likely to be found). This can be done by the creation of an "Archaeological Potential Model" that would include data and information used to map potential areas. A model of this type can be developed using GIS (geographic information systems) maps and applying buffers relating to known archaeological sites, geographic features and attributes known to be associated with archaeological sites, as well as heritage designated properties. For example, some of the substantial criteria for determining archaeological potential are proximity to various water bodies and waters sources, as well as soil types or landscape with slopes. With such a model, the study of archaeological potential prior to any land development project is way simpler and facilitates the work of everyone (York Archaeological Services, 2013).
- c) Detail a process for proceeding with land development in areas where archaeological resources are likely to be found and identify circumstances when land development is not appropriate, or when it needs to be adjusted, and
- d) Structure this process within a clear, logical framework (Archaeological Services, 2013).

An AMP has many advantages and among those is the reduction of the risk of unforeseen discoveries before and during development, increased public awareness of archaeological resources, warning property owners and prospective buyers that archaeological investigations will be required in order to develop or redevelop a site, etc. We recommend to work together with such a structured framework.

Furthermore, we were pleased to see that in your last OP, Midland aspires to become a leader in environment protection. The preservation of the environment, wildlife and protection of the quality of the Georgian Bay waterfront are values that the Huron-Wendat Nation shares with your community and we encourage you in continuing to enhance your environment protection policies.

We hope that our comments will be useful to improve the next Official Plan and we are looking forward to collaborate and work together in the future. We remain available to further discuss the OP and be involved in the next phases. Please accept, Dear Sir, our best regards.

Önenh!



Louis Lesage, Biol. Ph. Dr.
 Director of Nionwentsio Office (Lands and Resources)
 Huron-Wendat Nation Council

REFERENCES CITED

ARCHAEOLOGICAL, SERVICES INC., 2013. *Draft Archaeological Management Plan*. York Region, 131p.

MUNICIPAL AFFAIRS AND HOUSING, MINISTRY, 2014 *Provincial Policy Statement*. Ontario, 50p.

Midland OP



- Legend**
- Sites hurons-wendat
 - Special_Policy_Areas
- Official_Plan**
- Designatio**
- Red: Downtown District
 - Purple: Employment Area
 - Green: Environmental Protection
 - Light Green: Open Space District
 - White: Residential District
 - Dark Blue: Restricted Rural



Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

1:60 000



**TAKEN FROM THE MINUTES BINDER OF THE CONSEIL
DE LA NATION HURONNE-WENDAT**

CANADA,

VILLAGE DES HURONS, WENDAKE

COPY OF RESOLUTION

NUMBER 6598 SESSION ON June 15, 2015

Were present:

| | |
|----------------------|--------------------|
| Konrad Sioui | Grand Chief |
| Jean Vincent | Vice-Grand Chief |
| Denis "Kalo" Bastien | Family Chief |
| Sébastien Desnoyers | Family Chief |
| Line Gros-Louis | Family Chief |
| René Gros-Louis | Family Chief |
| Richard Jr Picard | Family Chief |
| Jean Sioui | Family Chief |
| Jean-Philippe Sioui | Family Chief |
| Constance Gros Louis | Secretary |

**POSITION OF THE HURON-WENDAT NATION REGARDING THE
ARCHAEOLOGICAL AND CULTURAL HERITAGE OF THE ANCESTRAL
LANDS LOCATED IN ONTARIO**

Whereas the history of the Huron-Wendat people is woven into the fields, lakes and mountains of the Great Lakes at the mouth of the St. Lawrence River;

Whereas when the Europeans arrived in Huronia, which is made up of lands that are now known to be partly located in the province of Ontario, first contact was made with the Huron-Wendat civilisation which had over 100 000 people living in villages surrounded by palisades and according to a livelihood based on agriculture, hunting, fishing and trade;

Whereas it is historically recognised that in Canada, particularly in Quebec and Ontario, the Huron-Wendat form the only recognised indigenous people to bury their dead in ossuaries that can contain hundreds of their ancestors and that these ossuaries were generally located within a kilometre of a Huron-Wendat Village;

Page 1 of 5

TRUE CERTIFIED COPY

ON June 16 2015 Resolution carried
unanimously

SECRETARY
CONSTANCE GROS LOUIS

**TAKEN FROM THE MINUTES BINDER OF THE CONSEIL
DE LA NATION HURONNE-WENDAT**

CANADA,

VILLAGE DES HURONS, WENDAKE

COPY OF RESOLUTION

NUMBER 6598 SESSION ON June 15, 2015

**POSITION OF THE HURON-WENDAT NATION REGARDING THE
ARCHAEOLOGICAL AND CULTURAL HERITAGE OF THE ANCESTRAL
LANDS LOCATED IN ONTARIO**

Whereas the Huron-Wendat Nation has a sacred duty to ensure the respect for and protection of the archaeological and cultural heritage of the Huron-Wendat ancestral lands in Ontario, formerly known as "Hurononia", which notably includes cultural and burial sites for the ancestors of the Huron-Wendat people;

Whereas respect for and protection of these cultural and burial sites of the Huron-Wendat's ancestors constitutes an ancestral right that is protected by article 35 of the Constitution Act of 1982;

Whereas 711 Huron-Wendat archaeological sites have now been identified in southern Ontario, including longhouses, villages and ossuaries, which appear on the map included with this document in the appendices;

Whereas it is estimated that more than 8000 Huron-Wendat archaeological sites have so far been destroyed by development projects in southern Ontario, including the Greater Toronto Area, without the knowledge of the Huron-Wendat Nation and certainly without its consent;

Whereas many private developers and ministries of the Ontario government continue to ignore the archaeological and cultural heritage of the Huron-Wendat Nation and continue to work on valuable sites such as ancient villages and ossuaries without duly consulting with or accommodating the Huron-Wendat Nation;

Whereas pursuant to the Funeral, Burial and Cremation Services Act, SO 2002, c. 33, and the Ontario Regulation 30/11, as amended by the Ontario Regulation 48/15, the Government of Ontario, through the "Registrar" appointed under this law (Registrar), is required to notify, as soon as the origin of a burial site is established, any "representative" of a person whose remains are buried;

Page 2 of 5

TRUE CERTIFIED COPY

ON June 16 2015 Resolution carried
unanimously

SECRETARY
CONSTANCE GROS LOUIS

**TAKEN FROM THE MINUTES BINDER OF THE CONSEIL
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CANADA,

VILLAGE DES HURONS, WENDAKE

COPY OF RESOLUTION

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LANDS LOCATED IN ONTARIO**

Whereas pursuant to the Funeral, Burial and Cremation Services Act, SO 2002, c. 33, site disposition agreements are negotiated and reached with the representatives that have been notified by the Registrar;

Whereas it was recommended by the Ipperwash Inquiry that the provincial government should ensure that the Funeral, Burial and Cremation Services Act, SO 2002 covers (...) "the obligation to consider Aboriginal values if a burial is declared indigenous" and that it "should determine the most effective means of notifying First Nations and Aboriginal peoples regarding plans to excavate Aboriginal burial or heritage sites";

Whereas many researchers, specialists and archaeologists carry out studies, research and conferences on the archaeological sites, ossuaries, heritage and traditional way of life of the Huron-Wendat Nation in Ontario without ensuring that the Huron-Wendat Nation is informed, consulted or accommodated;

Whereas, since 2012, the Huron-Wendat Nation has set up a work team that is supervised by the Chief responsible for the Ontario file in order to ensure the defence and protection of the heritage, rights and interests of the Huron-Wendat Nation in Ontario;

In view of the foregoing, **it is moved** by Family Chief Jean Sioui, **seconded** by Family Chief Richard Jr. Picard, and **resolved** that the Huron-Wendat Nation must continue taking action in order to protect its cultural and ancestral heritage in Ontario;

Page 3 of 5

TRUE CERTIFIED COPY

ON June 16 2015 Resolution carried
unanimously

SECRETARY
CONSTANCE GROS LOUIS

**TAKEN FROM THE MINUTES BINDER OF THE CONSEIL
DE LA NATION HURONNE-WENDAT**

CANADA,

VILLAGE DES HURONS, WENDAKE

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LANDS LOCATED IN ONTARIO**

Be it also resolved that the Huron-Wendat Nation must always ensure the protection of its archaeological and cultural sites in Ontario, namely by prohibiting the destruction of these sites regardless of the nature of a project or other public and private interests involved;

Be it also resolved that the Huron-Wendat Nation must take a proactive approach to ensure the protection of such sites by informing the Registrar regarding the results of historic and archaeological research in progress and by informing the Registrar of its willingness to act as a representative for these burial grounds for which the Huron-Wendat Nation has or may have a cultural affinity;

Be it also resolved that all necessary measures must be taken to ensure the respect for and protection of the Huron-Wendat cultural and archaeological sites, including burial sites of Huron-Wendat ancestors, as well as compliance by the Ontario government regarding its constitutional obligations to consult with and accommodate the Huron-Wendat Nation, especially with regard to infrastructure and development projects on the traditional territory of the Huron-Wendat Nation, research, studies and conferences on the Huron-Wendat Nation, historical commemorations and any other project that has not been the subject of a specific consultation process with the Huron-Wendat Nation out of respect for its ancestors and its history;

Page 4 of 5

TRUE CERTIFIED COPY

ON June 16 2015 Resolution carried
unanimously

SECRETARY
CONSTANCE GROS LOUIS

**TAKEN FROM THE MINUTES BINDER OF THE CONSEIL
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CANADA,

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**POSITION OF THE HURON-WENDAT NATION REGARDING THE
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LANDS LOCATED IN ONTARIO**

Be it finally resolved to transmit to the Registrar:

- A letter informing the Registrar of the presence of Huron-Wendat burial sites in Huronia and the representative capacity of the *Conseil de la Nation huronne-wendat* regarding any burial or interment site of Huron-Wendat origin;
- The enclosed Huronia map showing the territory where the Huron-Wendat burial sites are likely to be located and indicating the known sites; and
- A copy of this resolution stating the Nation's position regarding the archaeological and cultural heritage of the Huron-Wendat on its ancestral lands in Huronia, which are now known to be located in Ontario, including the burial sites of Huron-Wendat ancestors.

Page 5 of 5

TRUE CERTIFIED COPY

ON June 16 2015 Resolution carried
unanimously

SECRETARY
CONSTANCE GROS LOUIS