

## Brenda Law

---

**From:** Brian Johnston <Brian.Johnston@caledon.ca>  
**Sent:** February-21-13 10:56 AM  
**To:** Brant; Brenda Law; Brock; Douglas Barnes; Brian Johnston; CityManager@hamilton.ca; fieldingj@burlington.ca; fwu@clarington.net; Greater Sudbury; Haldimand; Hamilton; isvelnis@town.uxbridge.on.ca; Jack Ballinger; Kawartha; Kent.Kirkpatrick@ottawa.ca; Kingston; Lord Mayor Eke (Niagara on the Lake); Loyalist; mario.belvedere@milton.ca; Mayor Abernethy; Mayor Allen Taylor (E. Garafraxa); Mayor April Jeffs (Wainfleet); Mayor Armstrong; Mayor Bratina; Mayor Burkette; Mayor Chris Friel; Mayor Claude Doughty (Huntsville); Mayor Clayton; Mayor Coombs; Mayor Dave Augustyn (Pelham); Mayor Deutschmann; Mayor Duffy (Ramara); Mayor Fontana (London); Mayor Gerretsen; Mayor Gil Reeves (Huron Shores); Mayor Goldring; Mayor Gordon Post (Bruce Mines); Mayor Hewitt; Mayor Hodgson (Lincoln); Mayor Hughes; Mayor John Paterson; Mayor Kelterborn; Mayor Krantz; Mayor Lever; Mayor Levi (Mississippi Mills); Mayor Lowry; Mayor Lupton; Mayor Matichuk; Mayor Maudlsey; Mayor Mayberry (South-West Oxford); Mayor McGee; Mayor Mertens; Marolyn Morrison; Mayor O'Connor; Mayor Rick Bonnette; Mayor Vance Badawey (Port Colborne); Mayor Watson; Mayor Wayne Hurst; Mayor Wihelm; Milton; Moreen Miller; Niagara (jdiodati@niagarafalls.ca); Oro-M; Ottawa; PE County; Perth South; Ramara; Ramara; Reeve Bob MacPhail (Armour Tp); rmordue@northdumfries.ca; Robert Pasuta; Ron Taylor; Severn; Thames; Wellesley; William Marck (CAO); wilmot; Zorra  
**Subject:** REMINDER: Top Aggregate Producing Municipalities of Ontario Annual General Meeting  
**Importance:** High

Ladies and Gentlemen,

According to the TAPMO Terms of Reference, the Annual General Meeting of the Top Aggregate Producing Municipalities of Ontario will take place at the OGRA/ROMA Combined Conference at the Royal York Hotel on **Sunday, February 24, 2013 beginning at 7:00 PM** in the Algonquin Room. Beverages and snacks will be served.

In addition, we have organized a delegation meeting with the Honourable David Oraziotti – Minister of Natural Resources on **Monday, February 25, 2013, from 9:40 a.m. to 9:55 a.m.** in the Nova Scotia Room of the Royal York Hotel.

If you have not already done so, please confirm by return e-mail whether or not (1) you plan to attend the AGM and (2) you plan to attend the delegation meeting with the Minister of Natural Resources.

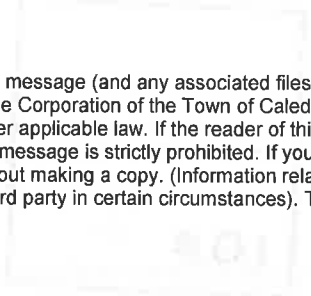
Many thanks,

Brian Johnston  
Senior Policy Advisor  
Office of the Mayor

Town of Caledon  
6311 Old Church Road  
Caledon, ON L7C 1J6

905.584.2272 x.4019  
[www.caledon.ca](http://www.caledon.ca)

This message (and any associated files) is intended only for the use of the individual or entity to which it is addressed. The content of the message is the property of the Corporation of the Town of Caledon. The message may contain information that is privileged, confidential, subject to copyright and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are notified that any dissemination, distribution, copying, or modification of this message is strictly prohibited. If you have received this message in error, please notify the sender immediately, advising of the error and delete this message without making a copy. (Information related to this email is automatically monitored and recorded and the content may be required to be disclosed by the Town to a third party in certain circumstances). Thank you.



**Top Aggregate Producing Municipalities of Ontario**

# **Annual General Meeting**

**February 24, 2013**

**Royal York Hotel**

**Algonquin Room**

# **TOP AGGREGATE PRODUCING MUNICIPALITIES OF ONTARIO**

General Meeting  
Sunday February 24th, 2013  
Royal York Hotel – Algonquin Room  
Time: 7:00 – 9:00 PM

---

1. Approval of Minutes of TAPMO August 19, 2012 Meeting
2. Presentation by Cornerstone – Certification Process Update
  - a. Presentation material to be distributed at meeting
3. Election of Chair and Vice-Chair
4. Update on Royalty Subcommittee (Dennis Lever)
5. Striking of Policy Subcommittee (Marolyn Morrison)
6. Correspondence
7. New Business/Open Discussion
8. Adjourn & Next Meeting

## **TOP AGGREGATE PRODUCING MUNICIPALITIES OF ONTARIO**

General Meeting  
Sunday August 19th, 2012

---

### **OVERVIEW OF TAPMO ACTIVITIES TO DATE**

- Top Ten Aggregate Producing Municipalities as founding alliance - Mayor Ric McGee of Kawartha Lakes initiated
- Concerns over how aggregate industry was impacting local communities:
  - Infrastructure costs
  - Social costs
  - Environmental costs
- Looking for POSITIVE approach to working with Provincial and Industry leaders and associations (OSSGA) – pleased to Have Moreen Miller (President of OSSGA) on TAPMO
- TAPMO adopted the model used successfully with the Greater Toronto Countryside Mayors Alliance:
  - Common voice
  - Simple, clear messaging
  - Spirit of cooperation and collaboration
- Developed a draft terms of reference – have received comments from many TAPMO municipalities (draft was attached to the agenda package sent out to you)
- the ‘Top Ten’ began to draw the interest of other aggregate-rich communities across Ontario who wanted to join the group because of the positive efforts the alliance was making with Provincial Ministries and aggregate associations (i.e. OSSGA)
- A decision to expand the association by inviting other municipalities to the table resulted in the creation of TAPMO ... the criteria for inviting municipalities to work with TAPMO was based on their annual aggregate tonnage, that is, municipalities averaging a million tonnes of virgin aggregate per year (based on TOARC data).
- Municipal participation in TAPMO is voluntary and there are no membership fees.

- It is an opportunity for aggregate producing municipalities to speak with one voice to provincial decision-makers and aggregate industry and association representatives in order to address mutual concerns in a positive, collaborative way.
- Fundamental premise of TAPMO is to work cooperatively with our provincial partners and the aggregate industry and its associations to address concerns while ensuring every effort is made to maintain a sustainable aggregate sector in the province.
- We have had previous meeting (teleconference) and the minutes of that meeting are provided here today ... attached to the printed agenda packages available
- We have made representation to the Standing Committee on General Government reviewing the Aggregate Resources Act (a copy was provided in the agenda package)
- We have invited and have representation from the Ministry of Natural Resources (The Hon. Michael Gravelle), the Ministry of Transportation and Infrastructure and The Ministry of Municipal Affairs and Housing - each will be speaking to us briefly this evening
- We will be meeting with the Minister of Natural Resources as part of the delegation program here at AMO on Monday, August 20, 2012 from 7:40 to 7:55 a.m. in the Spruce Room, here at the Westin Hotel
- We are well on our way to building the types of positive relationships we need to create an open, two-way dialogue about the future of aggregates in Ontario
- It is a future that I believe TAPMO is committed to building in a positive and collaborative way with our provincial and industry partners while respecting the social, economic and environmental concerns of our member communities.
- Thank you all for attending this evening I am confident this will be a productive use of our time.

**Discussion:**

- Maintain positive direction, representation to ARA
- Mayor Levers – gave presentation in Toronto and Kitchener
- All info is online. Presentations could be grouped – municipalities – level of the levee, we want to see something change with that, we have buy-in from the

industry, also the importance of recycling – there are municipalities that need to revisit when they

- ARO is working on that as well. A lot of citizen groups, a lot of industry groups as well. Industry wants streamlining of the process. Municipalities' ability to deal with the licence once it is granted.
- Levee again and again has been brought up.
- Dollar impact from Mayor McGee – City of Kawartha Lakes – receives approx. \$400,000 in royalties annually whereas actual infrastructure maintenance costs reach about \$2.5 million each year

## **MINISTRY PRESENTATIONS**

### **Honourable Michael Gravelle**

- Thanks to everyone to be here, thank you to MPP Dipika Damerla
- Not here to teach a lesson on the value – without aggregates, we don't have roads, buildings, structures like airports. Industry itself plays a major role in the economy, must ensure the aggregate continue to be available.
- What does that mean to your community? We have a shared responsibility to manage. 186 million tonnes per year over next 20 years.
- Gravelle: we must strengthen the ARA through the review. All party committee gives us a wonderful opportunity to have a say. They have been seeking advice from key stakeholders. The report will come forward and he looks forward to the recommendations. Terms of reference – the consultation process, operation and rehab, best practices, new practices, and fees. Development and protection. Keen for recommendations.
- MNR has been taking a number positive steps in terms of sustainability of aggregate in Ont. 2009 – MNR undertook a study, for a better understanding. MMAH has been reviewing Policy statement as well. As Minister he wants to commend the stakeholders, including OSSGA member Moreen.
- Ensuring compliance is part of his work. New technology, having site plans available. Standardized inspection report form. New compliance handbook – critical and priority scheme. The goal is more inspector time in the field. More communications in relation to areas of concern. Greater consistency.
- Common interest in terms of the role in the economy.

**Gerry Chaput: Assistant Deputy Minister**

- MTO has a strong relationship with MNR and OSSGA. MTO is a strong ecdev industry. The province and its municipalities depend on this. The province has made significant investments. Budget increases since 2003; almost tripled. [Brian – some chatter here, I think it was almost tripled their investment in roads across the province, or may have been tripled their use of aggregate.]
- 180 million tonnes used each year, over 80% is used in construction. For maintenance and infrastructure.
- MTO is single biggest user.
- High quality aggregate, close to market. Recognize that the aggregate are non-renewable. New standards and policies. 20% now comes from recycling or recovered materials. On every highway project. Surprised that muni are not doing this as it is well-known and well-proven. Encourage recycling.
- MTO continues to look at aggregate hauling; monitoring operations of haulers – documentation, speed limiters, etc.
- Looking at savings through innovation.
- Near Cornwall, this summer using shredded tires, bridge embankment – using scrap tires is one way to look at recycling, can include all different materials
- We are here with a common goal. Together work towards the responsible aggregate use. Looking forward to cooperation.
- MM: very encouraging hearing the recycling initiatives that MTO is taking on. MM wants bylaw in every muni that there should be recycled material – minimum %. We do not have to use 100% virgin aggregate every time. The stockpiles near Pearson need a home.

**MOVING FORWARD: MOREEN MILLER; ONTARIO STONE, SAND AND GRAVEL ASSOCIATION**

- Moreen Miller – OSSGA – a sitting member but not a voting member. She represents the producers.
- Moreen Miller – TAPMO is good and encouraging. Thank you.
- Recycling: every single person at ARA hearings spoke about recycling. What does that mean though? Toronto Area Road Builders were engaging, but not d



- Aggregate Recycling of Ontario was formed. Sharing info, looking for a better way. OPS1010, Ministry of Transportation allowing recycling.
- 25 years ago, not a good mix. We have come a long way.
- We believe there are policy gaps.
- “Aggregate Recycling” is not in the policy statement. 3 million tonnes waiting to be used. Region of Niagara has policies to engage the rec
- City of Ottawa, York looking for policies.
- ARO will welcome Municipalities....the ARO is open for this idea and would like representation.
- Handouts available.
- 2<sup>nd</sup> topic: aggregate levee – OSSGA supports an increase in the levee. Everyone impacted should be properly and appropriately compensated.
- Not a small question. Three things to keep in mind: what is the amount of the levee? Who should share in the levee? (Right now shared bw province, ARA abandoned property program. Municipalities. Moreen said First Nations are engaging and looking for part of this levee. This is a challenge.) What products does the levee apply to? Recycled products for instance, there is not levee.
- MM: thank you to Moreen. She takes a wonderful view, wants it to move forward, for everyone. A positive way to move forward.

#### **SITE REHABILITATION - REMEDIATED SOILS CITY OF KAWARTHA LAKES**

- He has a deputation at 11 a.m. in Spruce Room, and that will be about aggregate royalty review. Invites all to join him.
- In Kawartha Lakes, a former gravel pit licence signed off by MNR; table 2 soil, was so contaminated. Test results showed as much as 400x the heavy metals in the soil. Municipality has passed a fill bylaw. His recommendation is that municipalities have a strong bylaw in place. We as rural Ontario do not want to be the dumping grounds for the rest of the Ontario. Kawartha Conservation Authority looking at what do to now with the site.
- Believes that it must be ultimately provincial regulation. Moreen speaks: are you sure you want province to regulate this? Be really clear of what you want as municipalities – City of Toronto, for instance, let the contracts for LRTs and subway extensions contracts [go out without specifying fill requirements,

something to that effect. Wasn't at microphone.] – Now everyone calling to ask where to put fill. Moreen says this is an opportunity to get it right for the municipalities – could be an economic driver.

### **Discussion**

- McGee: ultimately ministry must be engaged...
- Questions about individual property owners taking bad soil
- MNR & Puslinch – MNR signed off on a site that was not good. Now will work together. On same site, there was a site that needed 500 tonnes of fill. Puslinch was working on a bylaw, more stringent bylaw asking for Table One soil only. Planning on asking for .10cents; Whitchurch has one that is .25.. in Kawartha Lakes it is \$1.00 per tonne. Through licencing and the Municipal Act. Works with Conservation authority.
- Puslinch fill bylaw is on the website.
- MM: brick sand pit in Caledon, has a rehabilitation plan, reforest, trails, etc. – but the community doesn't want it, 200 trucks per day/ for 15 years. So there is work to be done.

### **TOWNSHIP OF ZORRA**

Interim control by-law prohibiting the establishment or expansion of sand or gravel pits and stone quarries until such time as a study to examine the cumulative impacts is completed

- Don MacLeod CAO
- What he hopes to do is meet with OSSGA, review the science of cumulative impacts. Tried to engage Ministry, has made a submission to Standing Committee.
- Has been difficult as a county to consolidate information. More strength needed in the County OP. Just starting the process but hope to engage. Cumulative impact:
- Moreen explains: when more than one quarry is approved in same area, they are still considered standalone. So now we are looking at the cumulative impact – so must look at water, air, roads, etc. Ontario is leading the way, Moreen will speak in New Mexico in US. Moreen has two studies in two different watersheds (2000 acres). Will have study results at next TAPMO meeting. What is the impact of

more than one quarry? Study cost over \$400K. Happy to share results when they come in. How can we get better. This is an emerging science.

- Moreen cautions all municipalities as this info has to be gathered on private property in a lot of cases.
- Mayor of Zorra – pressures on residents, dust, noise, truck traffic, it is truly a gravel pit of having many gravel pits in the area. Common sense tells you that there is a cumulative effect.
- Moreen: a traffic study might be a good idea, would be open to this.
- Speaker 47 gravel pits, on the ORM, through site plan control, what roads they use, hours of operation, sit down and work the best they can. Does not commercial fill in their municipality. Do not feel that there is any way to know if there would be contamination.
- Zorra is not hearing anything – not getting answers. Wants answers.

#### **CLOSING REMARKS**

- This is good discussion; this is why TAPMO was formed. Do not hesitate to share info.
- Meeting tomorrow at 7:40 – 7:55 in spruce room in Westin Hotel. MMM invites all to attend to give strength to message.
- TAPMO – started with 10, now in contact with 50 [not all members] – is voluntary and no membership fees.
- Discussion: why is the Minister not here? Highly disrespectful. Why would he make his other appt.
- MM: staff should have stayed.
- Oro-Medonte: wide spread issues trying to dealt with all at once. Some focusing on priorities, is there a scope? Is the intent to deal with everything at once?
- MM: 4 issues: expansions, recycling, levees/royalties, rehabilitation. Oro-Medonte representative asks: are they prioritized. Royalties at the top. MMM: we continue to try to reinforce that.
- Moreen: what is the 'ask'? They have heard a lot during ARA. Now need to focus.

- MM: need to put some smaller committees together. [some discussion during close – MM may have more info on sub-committees forming]

**Cornerstone Certification Update**  
**Presentation materials to be distributed at meeting**

**Election of Chair & Vice Chair**  
**TAPMO Terms of Reference**

# TOP AGGREGATE PRODUCING MUNICIPALITIES IN ONTARIO

## TERMS OF REFERENCE

---

### ARTICLE 1: PURPOSE

- 1.1 The Top Aggregate Producing Municipalities in Ontario (TAPMO) have joined together to work with industry partners and provincial decision-makers to ensure a sustainable future for aggregate production in Ontario.
- 1.2 TAPMO believes local municipalities have a vital role to play in ensuring a sustainable aggregate industry for Ontario and, as a provincial association representing aggregate rich communities, its members seek to develop long-term best practices and constructive, sustainable solutions that will ultimately benefit all stakeholders.
- 1.3 Working with its partners, TAPMO will develop practical, long-term initiatives, solutions and actions to promote and protect the sustainability of aggregate production in Ontario.
- 1.4 As primary aggregate producing communities, TAPMO will evaluate initiatives in support of the association's purpose within their own jurisdiction including, but not limited to, establishing targets for recycled aggregate materials in local infrastructure projects and reducing / eliminating the disposal of recyclable aggregate materials at landfill sites.
- 1.5 Working with its partners, TAPMO will encourage and promote efforts to assess and quantify the social, environmental and health impacts of multiple sites within a single aggregate producing community in the short, medium and long term including, but not limited to, quarrying below the water table, infrastructure maintenance and repair and pit fill and rehabilitation practices.

### 1.6 ARTICLE 2: STRATEGIC GOALS

- 2.1 **Monitoring & Participation** – TAPMO will monitor federal, provincial and other regulatory agencies, boards and commissions as well as industry associations to determine, assess and respond to initiatives which may impact its member municipalities. TAPMO will be an active participant in the initiatives that the membership deems to be appropriate.
- 2.2 **Advocacy** – TAPMO will vigorously advocate for change to aggregate policies, legislative initiatives, programs or industry plans which impact the economic, social and/or cultural wellbeing of its member municipalities.

- 2.3 **Communication** – TAPMO will work to ensure timely and accurate communications with its membership and, where appropriate, the Councils of its member municipalities.
- 2.4 **Awareness** – TAPMO will work to foster awareness of issues of concern to its membership with federal and provincial decision-makers, leaders of industry associations, and others who may be operating in or have jurisdiction in TAPMO communities.
- 2.5 **Sharing Best Practices** – Members of TAPMO will research, assess and recommend, where appropriate, best practices for the benefit of the member communities.

### **ARTICLE 3 – MEMBERSHIP**

- 3.1 The Top Aggregate Producing Municipalities in Ontario voting delegates shall be comprised of lower or single tier municipalities with more than one million tonnes of aggregate production annually. Only in the event where no lower tier municipality qualifies for TAPMO voting membership may the upper tier be eligible for voting membership with TAPMO.
- 3.2 Any municipality within the Province of Ontario may become a non-voting member of TAPMO.

### **ARTICLE 4 – MEMBERSHIP FEES**

- 4.1 Membership fees will be established by the membership at the first meeting of the voting membership in each calendar year to be known as the Annual General Meeting. This meeting will be held on the Sunday evening of the OGRA/ROMA Conference unless otherwise determined by the Executive with proper notification to the TAPMO membership.
- 4.2 Agreed upon expenditures incurred by TAPMO on behalf of the membership, as approved at a regular meeting, will be cost-shared by the member municipalities on a mutually agreed-upon formula established on a project by project basis to be decided at the time.
- 4.3 The TAPMO Chair's municipality will be responsible for monitoring and reporting on the approved expenditures of the TAPMO.

### **ARTICLE 5 – OFFICERS AND MEETINGS OF THE TAPMO**

- 5.1 **Chair** – The Chair of TAPMO will be elected from among the Heads of Council of the member municipalities.



- 5.2 **Vice-Chair** - The Vice-Chair of TAPMO will be elected from among the Heads of Council of the member municipalities.
- 5.3 **Election** - Elections will be held at the TAPMO Annual General Meeting to be held at the annual ROMA/OGRA Combined Conference unless otherwise determined by the Executive with proper notification to the TAPMO membership.
- 5.4 The election of the Chair and Vice Chair shall take place every two (2) years at the TAPMO Annual General Meeting.
- 5.5 **Term** – The term of office for the Chair and Vice-Chair will be two (2) years.
- 5.6 **Secretary Treasurer** – The Secretary Treasurer of TAPMO shall be the Chief Administrative Officer of the member municipality of the Chair. The Secretary Treasurer will be responsible for the administrative activities of TAPMO including setting and preparing meeting agendas, recording minutes, resolutions and decisions of TAPMO and implementing any direction approved by TAPMO.
- 5.7 **Regular Meetings** – Regular meeting of the TAPMO shall take place three (3) times per year as follows: One (1) meeting at the annual OGRA/ROMA Combined Conference; one (1) at the annual Association of Municipalities of Ontario conference and one (1) meeting held by teleconference..
- 5.8 **Special Meetings** – Special Meetings of TAPMO may be convened at the call of the Chair or the call of a majority of TAPMO members.
- 5.9 **Attendance and Quorum** – The Head of Council and CAO (or their assigned designate) from each member municipality may participate in all meetings of TAPMO. Only the Head of Council with voting membership status may cast a vote when called upon by the TAPMO Chair or Vice-Chair to do so.

#### **Article 6 – TAPMO Work Plan**

- 6.1 **Annual Work Plan** - The TAPMO will develop a broadly based work plan to guide the efforts of the association with clear and tangible short, medium and long term goals that are easily measured for performance.
- 6.2 **Annual Review** - The work plan will be reviewed annually at the TAPMO Annual General Meeting.

**Royalty Sub-Committee Update**  
**Mayor Dennis Lever**

**Striking of a Policy Sub-Committee  
Mayor Marolyn Morrison**

**TAPMO**

**Correspondence**

Ministry of Natural  
Resources

Office of the Minister

Room 6630, Whitney Block  
99 Wellesley Street West  
Toronto ON M7A 1W3  
Tel: 416-314-2301  
Fax: 416-314-2216

Ministère des Richesses  
naturelles

Bureau du ministre

Édifice Whitney, bureau 6630  
99, rue Wellesley Ouest  
Toronto (Ontario) M7A 1W3  
Tél.: 416-314-2301  
Télééc.: 416-314-2216



TAPMO &  
Sub-cent.

MNR4825MC-2012-2693

**JAN 25 2013**

Her Worship Marolyn Morrison  
Chair  
Top Aggregate Producing Municipalities of Ontario  
c/o Town of Caledon  
6311 Old Church Road  
Caledon ON L7C 1J6

**RECEIVED**

**JAN 30 2013**

**TOWN OF CALEDON  
MAYOR**

Dear Mayor Morrison:

It was a pleasure to meet with your delegation at the 2012 Association of Municipalities of Ontario conference and to have the opportunity to speak at your general meeting. I appreciate the importance of the matters we discussed to your members' communities, and regret that I was unable to follow-up on our AMO meeting sooner.

It is my understanding that you presented the concerns of the Top Aggregate Producing Municipalities of Ontario (TAPMO) to the Standing Committee on General Government at the public hearings undertaken during the review of the *Aggregate Resources Act* (ARA). The insight and advice gathered from key stakeholders and the public through the hearings will provide valuable information to future decisions on the management of this vital resource.

Legislative committees like the Standing Committee on General Government were dissolved at prorogation of the provincial legislature. When the Legislature reconvenes, committees will be re-established and it will be up to the Legislature to determine the business of these committees.

I am pleased that TAPMO established a committee to look at fees and royalties, and is working closely with industry on this. During our discussion, you indicated that you would like an individual from my ministry to sit on the committee as an observer. Please contact Pauline Desroches, Manager, Lands and Non-Renewable Resources Section, to make those arrangements. Ms. Desroches can be reached at (705) 755-2140 or [pauline.desroches@ontario.ca](mailto:pauline.desroches@ontario.ca).

Again, it was a pleasure to meet with you, and I look forward to working with you in the future. Please accept my best wishes.

Sincerely,

Michael Gravelle  
Minister of Natural Resources

c: Pauline Desroches, Manager, Lands and Non-Renewable Resources

**Ministry of Infrastructure**

**Ministère de l'Infrastructure**

**Ministry of  
Transportation**

**Ministère des  
Transports**

**Ministry of  
Municipal Affairs  
and Housing**

**Ministère des  
Affaires municipales  
et du Logement**

**Office of the Minister**

**Bureau du ministre**

**Ferguson Block, 3<sup>rd</sup> Floor  
77 Wellesley St. West  
Toronto, Ontario  
M7A 1Z8  
416-327-9200  
[www.ontario.ca/infrastructure](http://www.ontario.ca/infrastructure)  
[www.mto.gov.on.ca](http://www.mto.gov.on.ca)  
[www.ontario.ca/MAH](http://www.ontario.ca/MAH)**

**Édifice Ferguson, 3<sup>e</sup> étage  
77, rue Wellesley ouest  
Toronto (Ontario)  
M7A 1Z8  
416-327-9200  
[www.ontario.ca/infrastructure](http://www.ontario.ca/infrastructure)  
[www.mto.gov.on.ca](http://www.mto.gov.on.ca)  
[www.ontario.ca/MAH](http://www.ontario.ca/MAH)**



**JAN - 9 2013**

**M2012-8291**

**Ms. Michelle Hendry  
Director  
City of Kawartha Lakes  
26 Francis Street, PO Box 9000  
Lindsay ON K9V 5R8**

**[mhendry@city.kawarthalakes.on.ca](mailto:mhendry@city.kawarthalakes.on.ca)**

**Dear Ms. Hendry:**

**As agreed upon at the June 21, 2012, stakeholder consultation session, the Ministry of Transportation conducted a vehicle survey to determine the scope of weight compliance issues within the aggregate industry.**

**Our enforcement officers surveyed 434 aggregate vehicles between August and October, 2012. The data collected highlighted a systemic problem and pattern of non-compliance for both gross and axle weight.**

**As illustrated by the attached summary, overloading is a problem that is shared across industry. The majority of the vehicles surveyed exceeded maximum allowable axle weight. Of those, 43 per cent were operating within the aggregate industry's interim axle weight tolerance. More than 40 per cent of the vehicles surveyed exceeded maximum allowable gross vehicle weights.**

**To address these issues, we expect the aggregate industry to work together and jointly develop possible solutions for consideration at a follow up meeting being planned for early February 2013, details to be confirmed.**

**At the same time, the ministry is considering the feasibility of several options that will be implemented if a collective solution cannot be reached by industry. Aspects of these options may also be implemented together with an industry sponsored solution. The options are:**

**.../2**

- 1) Reducing allowable weight limits
- 2) Actively enforcing shipper liability legislation
- 3) Mandating the use of on-board axle weight scales; and
- 4) Mandating axle weight scales at quarries.

We need to hear from you on the above options as well as any others your organization feels would be helpful in resolving the problem of overloading.

As before, please note that any further act of protest will result in swift action and consequences to participants.

Thank you for your time, commitment, and continued patience as we undertake time to resolve the overweight problem.

Sincerely,



**Bob Chiarelli**  
**Minister**

c: Vic Dhillon, Parliamentary Assistant



MINISTRY OF TRANSPORTATION • ROAD USER SAFETY DIVISION

---

# Aggregate Vehicle Survey Analysis December 2012



# Survey Objective

---

- To collect data to help the ministry gain a better understanding of weight compliance issues within the aggregate industry.
- To assess the level of axle and gross weight compliance and identify patterns or other issues that may exist.
- To identify possible load equalization issues with Safe Productive and Infrastructure Friendly (SPIF) vehicles.

# Survey Scope

---

- 434 aggregate vehicles were surveyed between August and October 2012.
  - The statistical confidence level of the above sample size is 95% with a 4.7% margin of error.
- Survey data was collected at strategic truck inspection stations with high volumes of aggregate vehicle traffic.
  - Bomanville
  - King
  - Vineland
  - Whitby
  - Victoria
  - Trafalgar North
  - Trafalgar South
- Additional roadside surveys were conducted in Caledon, Durham, Milton, Aurora and along Highway 400 south bound.

# Weight Compliance Survey Locations



In addition to the 7 inspection stations highlighted above, surveys were also conducted in Caledon, Durham, Milton, Aurora and on Hwy 400SB.

# Allowable Gross Weight Record Form

---

- The Allowable Gross Weight Record form assists operators in determining the maximum allowable gross weight for their vehicles.
- In the early 1990's, the government supported and agreed to a government/aggregate industry committee recommendation for the ministry to provide the form as a method to raise the industry's understanding of legal weight capacities of trucks.
- Ministry officers calculate the truck's axle and allowable gross weight based on axle spacing and formulas. The form is then completed and issued to the operator for their records.
- Aggregate quarries now require truck operators to provide the form prior to loading to avoid overloading the vehicle.

# SAMPLE



Ministry of Transportation / Ministère des Transports

## Record of Allowable Gross Weight / Registre du Poids Brut Maximum Admis

This record is intended as a guide for the Allowable Gross Weight for the Vehicle(s) identified below, based on the tire size, number of axles, axle rating and spacing, at the time and date the vehicle(s) was measured. Vehicles are subject to the Highway Traffic Act weight requirements at all times.

Le présent registre indique le poids brut admis du ou des véhicules identifiés ci-après calculé selon les dimensions des pneus, le nombre d'essieux, le poids nominal exercé sur les essieux et leur espacement, à l'heure et à la date auxquelles le ou les véhicules ont été pesés. Les véhicules doivent toujours être conformes au Code de la route.

<b>1. Registered Vehicle Owner/Propriétaire du véhicule immatriculé</b> <small>Permitted: Given name and initial or Company Name/Donné de famille, prénom et initiales ou nom de la compagnie</small> <b>12345 Ontario Inc.</b>		<b>November 23, 2012</b>	
<small>Street Number and Street or Lot/Contrôleurs and Township/ N et mt de lot, municipalité et comté</small> <b>171 Anywhere Ave</b>		<b>TIS</b>	
<small>City, Town or Village/ Municipalité/ Ville ou village</small> <b>Someplace</b>		<b>I. M. Somebody</b>	
<small>Postal Code/Code postal</small> <b>L1L 1L1</b>		<b>111</b>	




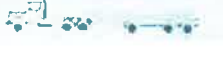


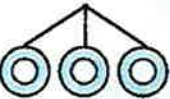
  

<b>3. Vehicle Information/ Renseignements sur le véhicule</b>				
<b>Power Unit/ Tracteur</b>	<b>Trailer #1/Remorque n° 1</b>	<b>Trailer #2/Remorque n° 2</b>		
<b>Make/Marque</b> V.I.N./N.I.V. <b>Plate/Plaque</b> <b>Unit No./Numéro</b>				
<b>Axles/Essieux</b> SPIF →				
<b>Spacings/Espacements</b>	5.52      1.37      5.80      2.53      1.83      1.83			
<b>Maximum Allowable Axle Weights/ Poids maximum admis exercé sur les essieux</b>	5,443      18,000      10,000      24,400	<b>57843 (kg)</b>		
<b>Front Axle Rating/ Poids nominal exercé sur l'essieu avant</b>	- Single/ Essieu simple (kg)	<b>Front Axle Tire Size/ Dimension des pneus de l'essieu avant</b> 11R22.5	<b>Inter/Intra-vehicle Unit Distance/ Distance Inter/Intra-vehicule</b> (m)	<b>Base Length/ Longer de base</b> (m)
<b>Front Axle Rating/ Poids nominal exercé sur l'essieu avant</b>	- Dual/ Essieu double N/A (kg)	<b>M.G.V.W.R./ P.N.B.V.</b> 23,687 (kg)		

<b>4. Allowable Gross Weight/ Poids brut admis</b>	50000 (kg)	<b>Axle Group/ essieu et ensemble</b>	Vehicle Weight/ Poids du véhicule	Table No./ no du tableau
Allowable gross weight of/ Pour un poids admis de	50000 (kg)	requires a minimum front axle weight of/ poids minimum exercé sur l'essieu avant doit être de	5,443 (kg)	82



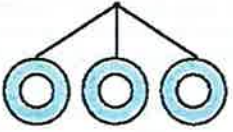
# Enforcement Guidelines

Axle	Gross Weight
 → 500 kg	 HTA + 500 kg  } HTA + 1,000 kg  }  }
 → 500 kg	
 → 500 kg	

## General Enforcement Guidelines

Applicable to All Trucks

General charge guidelines allow officers to use discretion for overloads which may be attributed to administrative errors or discrepancies in weighing processes or devices.

Axle	Axle Weight Tolerance
	HTA + 1,500 kg
	HTA + 2,000 kg
	HTA + 2,500 kg

## Interim Aggregate Enforcement Tolerance

Acknowledging the industry's historical difficulties complying with Ontario's axle weight requirements, increased axle weight tolerances were established for aggregate haulers.


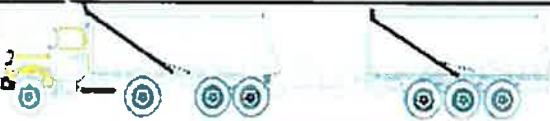


These interim tolerances were put in place in September 2000 while industry and government worked together to develop compliance programs to assist the aggregate industry.

# Determining Vehicle Overloads

---

- Trucks enter an inspection station and drive over a scale providing officers with a readout of each axle's weight.
- If an overload is suspected, officers will:
  - Measure the spacing between axles;
  - Compare the scale readout and measurements taken to weight limit charts in the Highway Traffic Act to determine the allowable weight for each axle;
  - Calculate the total allowable gross weight for the vehicle configuration; and
  - Identify if overweight infractions are in excess of enforcement tolerances.

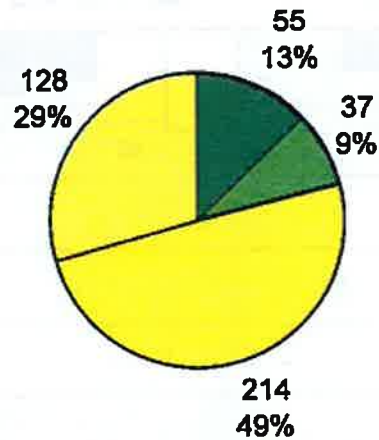
# Vehicles Surveyed

Vehicles Surveyed by Vehicle Type			
Dump Truck		82	18.9%
Dump Truck/Trailer		41	9.4%
Tractor Trailer		309	71.2%
Tractor Double Trailer		2	0.5%
<b>TOTAL VEHICLES SURVEYED</b>		<b>434</b>	



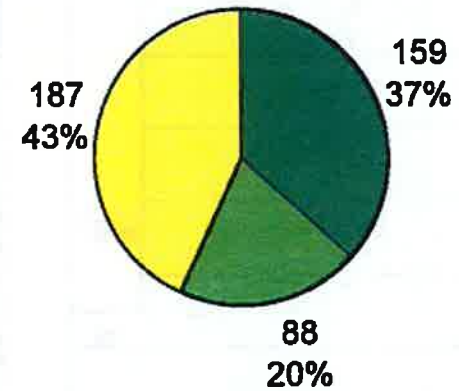
# Compliance Summary

### Axle Weight Compliance Summary



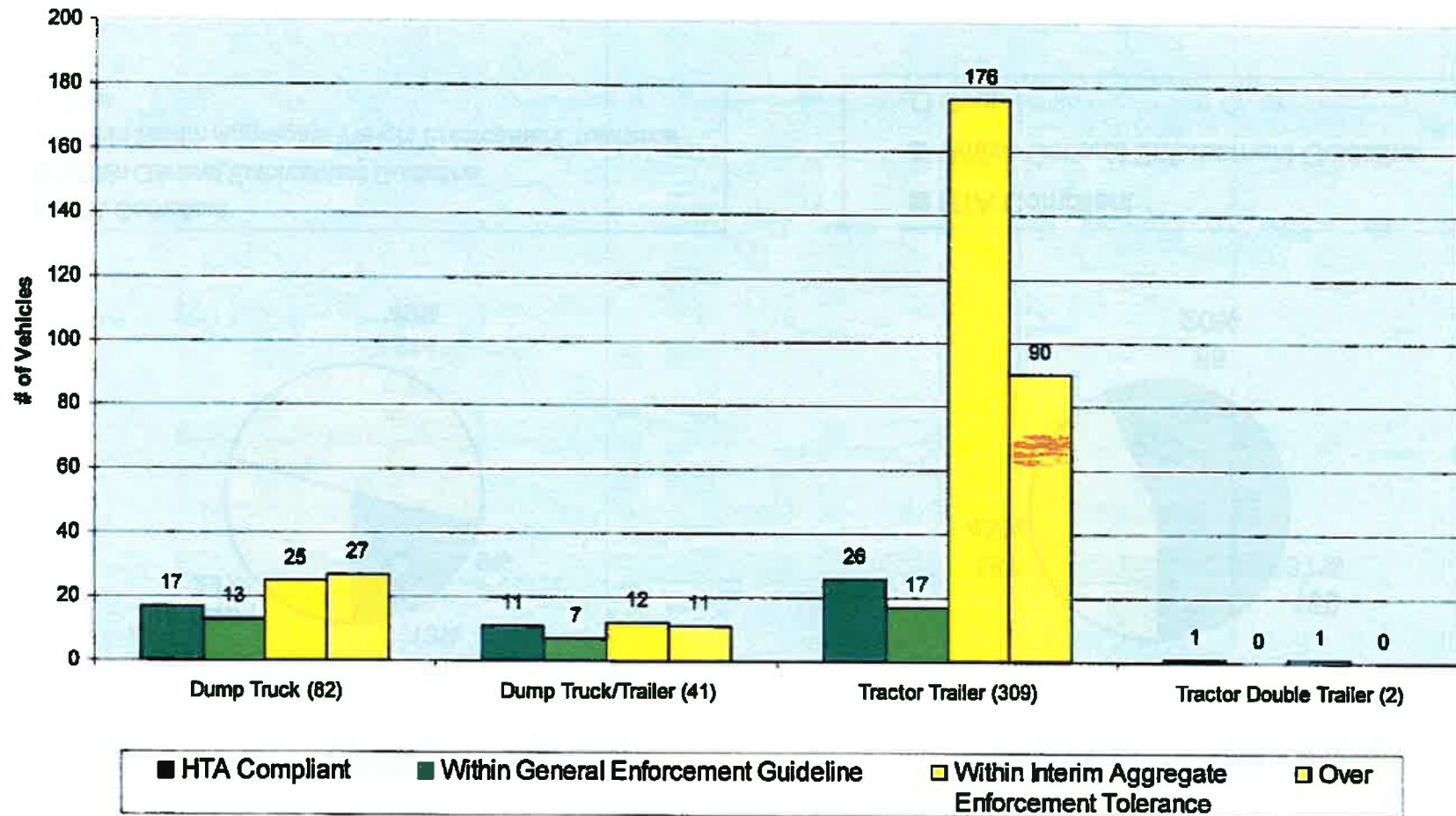
- HTA Compliant
- Within General Enforcement Guideline
- Within Interim Aggregate Weight Enforcement Tolerance
- Over

### Gross Weight Compliance Summary

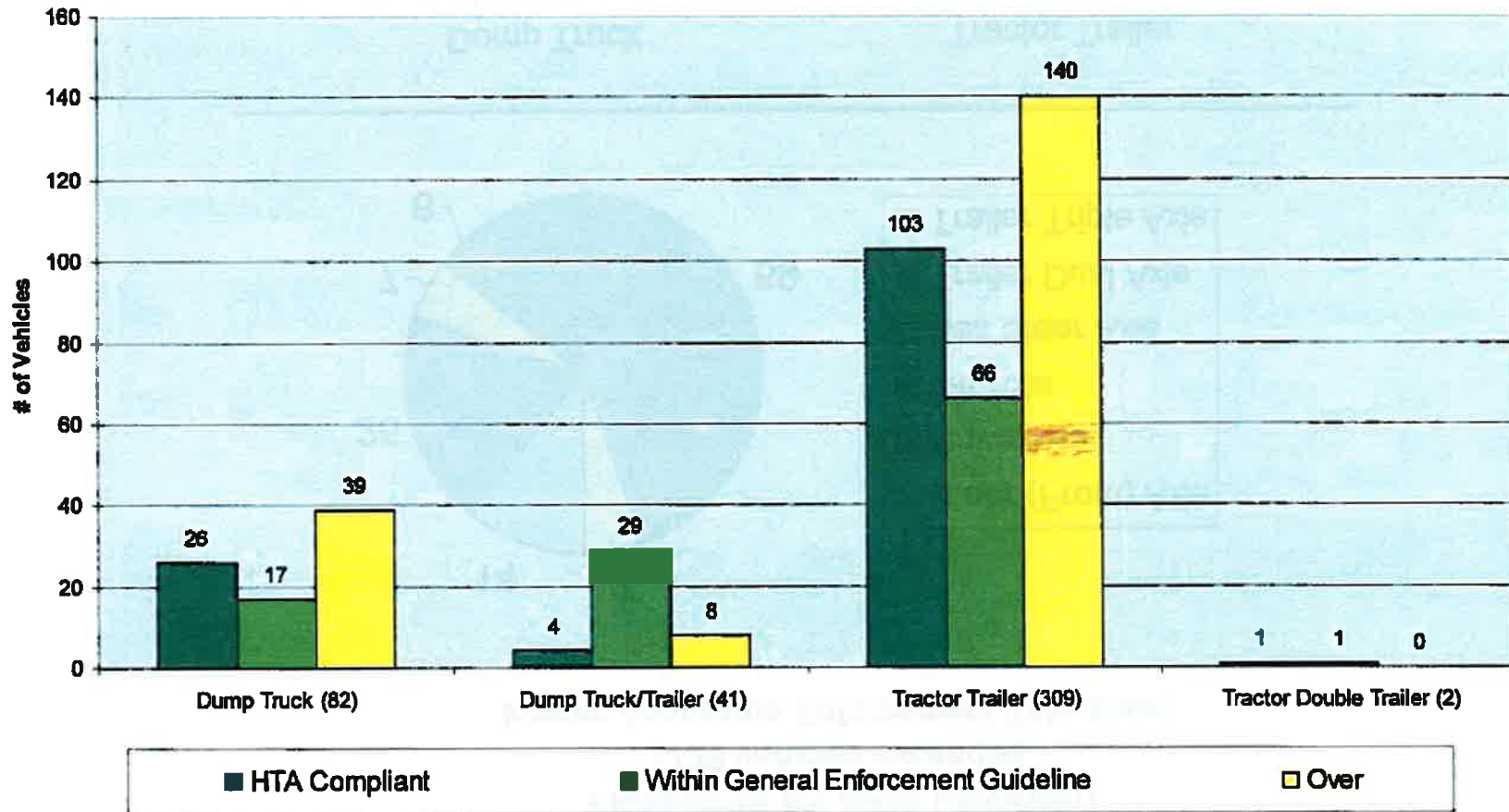


- HTA Compliant
- Within General Enforcement Guideline
- Over

# Axle Weight Compliance by Vehicle Type

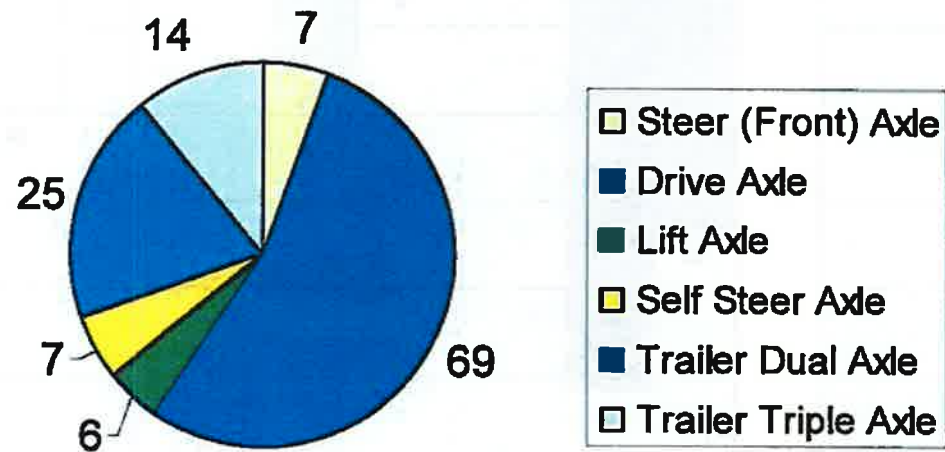


# Gross Weight Compliance by Vehicle Type



# Axle Weight Violations

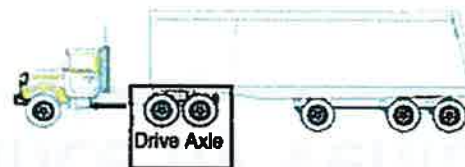
**Violations by Axle Location**  
(128 vehicles exceeded  
Interim Aggregate Enforcement Tolerance)



Dump Truck

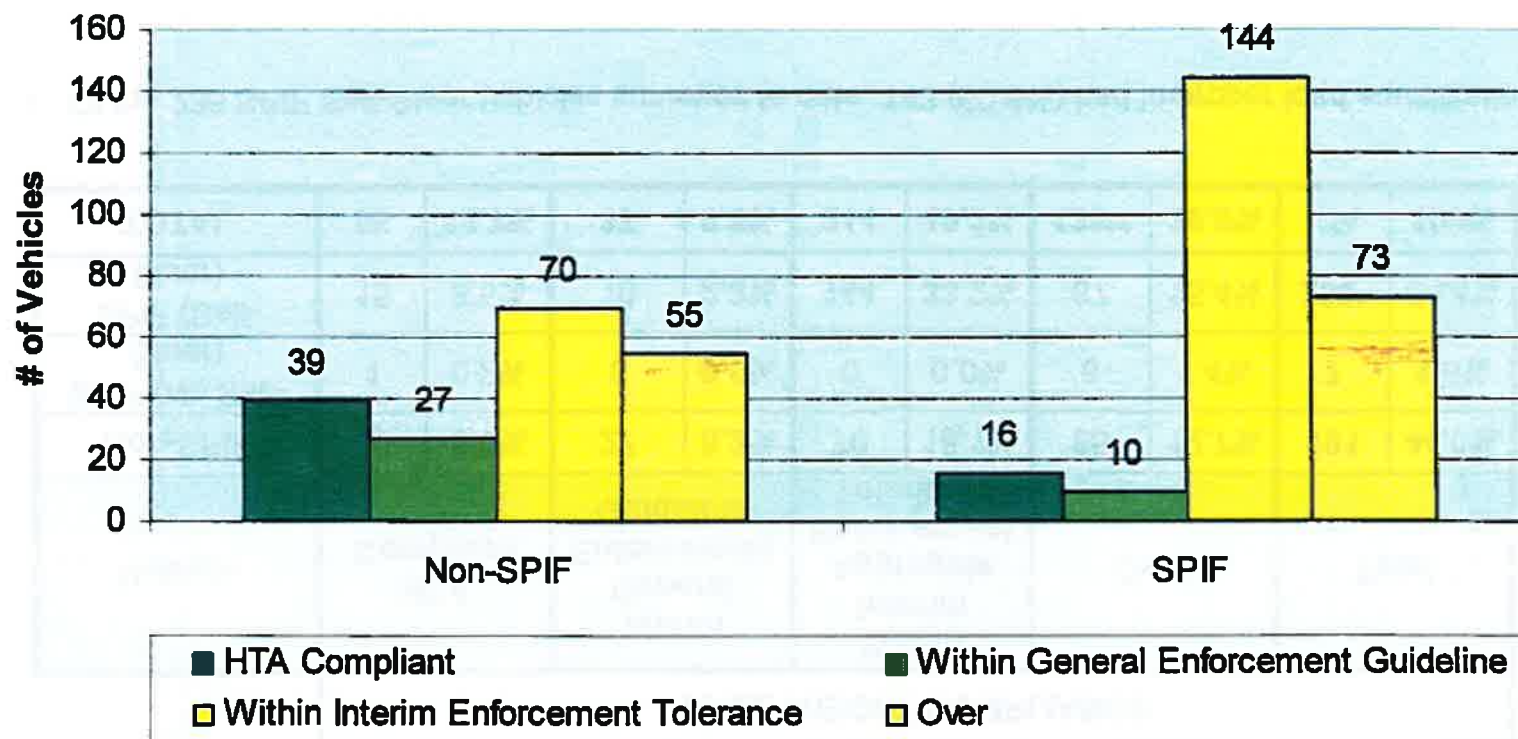


Tractor Trailer



# SPIF Summary

## Axle Compliance



# SPIF Summary (cont'd)

AXLE WEIGHT COMPLIANCE										
Vehicle	HTA Compliant		Within General Enforcement Guideline		Within Interim Aggregate Enforcement Tolerance		Over		Total	
Non-SPIF	39	9.0%	27	6.2%	70	16.1%	55	12.7%	191	44.0%
SPIF (No Self-Steer)	1	0.2%	0	0.0%	0	0.0%	6	1.4%	7	1.6%
SPIF (Self-Steer)	15	3.5%	10	2.3%	144	33.2%	67	15.4%	236*	54.4%
<b>TOTAL</b>	<b>55</b>	<b>12.7%</b>	<b>37</b>	<b>8.5%</b>	<b>214</b>	<b>49.3%</b>	<b>128**</b>	<b>29.5%</b>	<b>434</b>	<b>100%</b>

- Of the 236 SPIF Self-Steer vehicles surveyed to date, 143 (60.6%) had improper load equalization.

\*\* Of the 128 vehicles over the interim weight enforcement tolerance, 72 (56.3%) were also over their total allowable gross weight (AGW).

# Conclusions

---

- Based on the survey results, overloaded aggregate vehicles are a concern.
- With a 95% confidence level; of the vehicles surveyed:
  - 44.3% to 53.7% were loaded within the interim aggregate weight enforcement tolerance;
  - 24.3% to 33.7% exceeded the interim aggregate weight enforcement tolerance; and
  - 38.3% to 47.7% exceeded their allowable gross weight.
- Overloading is a systemic problem which involves shippers, carriers, drivers and MTO.

Chair Morrison,

The Aggregate Committee was first established to challenge the Government to recognize the inadequate royalties that were being paid to Municipalities. Many of the Municipalities that originally participated appreciated that we finally established a "voice" to bring forward our issues collectively. With regular meetings and commitment, we were gaining momentum.

I stepped aside as Chair to allow you to continue to drive the process with your professional affiliation, feeling strongly that this would benefit all the Municipalities that are being underfunded. I've been very disappointed by the progress.

As Vice-Chair, you've disregarded my inclusion of agenda topics and respectful decisions on issues relating to member municipalities. As well, with due respect of your (and my) busy schedule, you've been very tardy in responding to direct correspondence regarding questions and contact with you.

I am discouraged that I publicly indicated at the last meeting that I wanted to volunteer to participate on the Royalty Sub-Committee, which you omitted from the minutes, and further, denied recollection of.

Finally, Marolyn, you recently insulted my integrity concerning my relationship with the Minister, stating that "some Mayors had concerns with my adversarial approach" that I have with the Minister. My relationship with the Minister is that of utmost respect, and I stand by the fact that I will continue to pursue the best outcome for the City of Kawartha Lakes and that of other Municipalities, collectively. The fact that the Former Minister committed to a 5 year review of royalties that this Minister has refused to recognize and call for said review is a clear indicator that he lacks the will to call for, and support the review.

While I agree we must work with the OSSGA and the Ministry, I believe we cannot allow them to lead the process. In my opinion, you have solely by your own decision. The OSSGA and the Ministry must be kept at arms length so that the municipalities can develop our position as municipalities, not allow the position to be watered down prior to TAPMO taking said position.

Therefore, effective immediately, I have decided to resign my position as Vice-Chair. I have copied the original members to remain transparent of my decision. Thank you all.

Kindest regards,

Ric

Thank you all.

Kindest regards,

Ric



Sent: Mon 10/22/2012 11:11 AM

To: 'Ric McGee' <[rmcgee@city.kawarthalakes.on.ca](mailto:rmcgee@city.kawarthalakes.on.ca)>

Cc: Hamilton <[Peggy.chapman@hamilton.ca](mailto:Peggy.chapman@hamilton.ca)>; Jack Ballinger <[johnhballinger@gmail.com](mailto:johnhballinger@gmail.com)>; Jennifer Innis <[jennifer.innis@caledon.ca](mailto:jennifer.innis@caledon.ca)>; Lee Anna Thornbury <[lthornbury@city.kawarthalakes.on.ca](mailto:lthornbury@city.kawarthalakes.on.ca)>; Mayor Abernethy <[mayor@clarington.net](mailto:mayor@clarington.net)>; Mayor Bratina <[mayor@hamilton.ca](mailto:mayor@hamilton.ca)>; Mayor Clayton <[tclayton@townshipofbrock.ca](mailto:tclayton@townshipofbrock.ca)>; Mayor Deutschmann <[rob@deutschmannlaw.com](mailto:rob@deutschmannlaw.com)>; Mayor Duffy (Ramara) <[bduffy@ramara.ca](mailto:bduffy@ramara.ca)>; Mayor Gerretsen <[mgerretsen@cityofkingston.ca](mailto:mgerretsen@cityofkingston.ca)>; Mayor Krantz <[gord.krantz@milton.ca](mailto:gord.krantz@milton.ca)>; Mayor Lever <[dennisl@wellington.ca](mailto:dennisl@wellington.ca)>; Mayor Lupton <[mlupton@zorra.on.ca](mailto:mlupton@zorra.on.ca)>; Mayor O'Connor <[gloconnor@town.uxbridge.on.ca](mailto:gloconnor@town.uxbridge.on.ca)>; Mayor Watson <[Jim.Watson@ottawa.ca](mailto:Jim.Watson@ottawa.ca)>; Moreen Miller <[mmiller@ossqa.com](mailto:mmiller@ossqa.com)>

---

Dear Ric

Thank you for your e-mail. I will of course have your resignation placed on the upcoming TAPMO agenda.

I want to thank you for your efforts in working with TAPMO and the former Top Ten Aggregate Producing Municipalities of Ontario and I wish you much success in your future endeavours.

Sincerely,

Marolyn

Marolyn Morrison  
Mayor

Town of Caledon  
6311 Old Church Road  
Caledon, ON L7C 1J6

905.584.2272  
[www.caledon.ca](http://www.caledon.ca)

# TAPMO

Top Aggregate Producing Municipalities of Ontario

Mayor Marolyn Morrison, Chair  
Town of Caledon  
905-584-2272 (4156)

December 4<sup>th</sup>, 2012

Mayor, Council and Clerk Judy Currins  
City of Kawartha Lakes  
26 Francis Street  
P.O. Box 9000  
Lindsay, ON  
K9V 2Y6

Re: Top Aggregate Producing Municipalities of Ontario (TAPMO)  
Appointment of City of Kawartha Lakes Representative

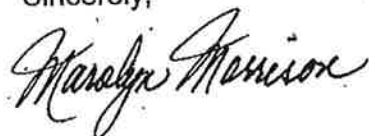
Dear Ms. Currins,

Due to the resignation of Mayor McGee from TAPMO, we respectfully request that the Council of the City of Kawartha Lakes appoint a Councillor to fill this vacancy.

The Top Aggregate Producing Municipalities in Ontario (TAPMO) have joined together to work with industry partners and provincial decision-makers to ensure a sustainable future for aggregate production in Ontario. TAPMO believes local municipalities have a vital role to play in ensuring a sustainable aggregate industry for Ontario and, as a provincial association representing aggregate rich communities; its members seek to develop long-term best practices and constructive, sustainable solutions that will ultimately benefit all stakeholders.

The City of Kawartha Lakes has much to offer TAPMO and we look forward to your community's ongoing participation.

Sincerely,



Marolyn Morrison  
Mayor  
Chair, TAPMO



TAPMO

The Corporation of the  
**City of Kawartha Lakes**  
P.O. Box 9000, 26 Francis St.,  
Lindsay, Ontario K9V 5R8  
Tel: (705) 324-9411 ext 1320, 1 888-822-2225  
Fax: (705) 324-8110  
rmcgee@city.kawarthalakes.on.ca

**Ric McGee, Mayor**

December 13, 2012

**RECEIVED**

JAN - 3 2013

Mayor Marolyn Morrison  
Chair, TAPMO  
Town of Caledon  
6311 Old Church Rd.  
Caledon ON L7C 1J6

TOWN OF CALEDON  
MAYOR

Dear Ms. Morrison,

Thank you for your letter received in our office on December 12, 2012 regarding the Top Aggregate Producing Municipalities of Ontario appointment of a City of Kawartha Lakes representative.

You state in your letter that "due to the resignation of Mayor McGee from TAPMO, we respectfully request that the Council of the City of Kawartha Lakes appoint a Councillor to fill this vacancy."

On October 19, 2012, my Email to you, and copied to members of TAPMO, stated very clearly that "effective immediately, I have decided to resign my position as Vice-Chair." In addition, I have confirmed that you personally contacted Councillor Donna Villemaire, Ward 8 Councillor with the City of Kawartha Lakes to discuss this matter. Surprisingly, or perhaps not surprising based upon your past conduct, you failed to contact me, again.

I am not clear why you are requesting a City of Kawartha Lakes representative on the TAPMO Board, as clearly, I have not resigned from TAPMO. As Founder of TAPMO, and the member responsible for bringing partners and decision makers together, I am very disappointed that you have arbitrarily dismissed me, the Mayor of the City of Kawartha Lakes, as a member.

I note that you have not copied the TAPMO members on your letter. Respectfully, as a member of TAPMO, I am requesting that your letter to me and my response be placed on the next TAPMO agenda.

Kindest regards,

Ric McGee, Mayor  
City of Kawartha Lakes

# TAPMO

Top Aggregate Producing Municipalities of Ontario

Mayor Marolyn Morrison, Chair  
Town of Caledon  
905-584-2272 (4156)

---

January 15, 2013

Mayor, Council and Clerk Judy Currins  
City of Kawartha Lakes  
26 Francis Street  
P.O. Box 9000  
Lindsay, ON  
K9V 2Y6

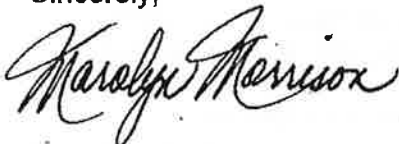
Re: Top Aggregate Producing Municipalities of Ontario (TAPMO)  
Appointment of City of Kawartha Lakes Representative

Dear Ms. Currins,

Further to my letter dated December 4<sup>th</sup>, 2012, I wish to apologize for the misunderstanding over Mayor McGee's resignation only as Vice-Chair of the Top Aggregate Producing Municipalities of Ontario. I understand he will remain the City of Kawartha Lakes' representative on TAPMO.

I regret any inconvenience this may have caused.

Sincerely,



Marolyn Morrison  
Mayor

## **New Business**