



BRAMPTON
Flower City

Planning, Design and Development
Planning Policy and Growth Management

September 27, 2012
File: C06W12.002

DELIVERED PERSONALLY

Ministry of Natural Resources
Aurora District Office
50 Bloomington Road West
Aurora, ON
L4G 3G8

Brampton Brick Limited
225 Wanless Drive
Brampton, ON
L7A 1E9

RE: Brampton Brick Limited, Application for a Category 2 Licence
Part of West Half Lot 5 Concession 6 WHS, Geographic Township of
Chinguacousy
City of Brampton. Region of Peel
Ministry Reference Number: MNR INST 78/10

On receipt of the above-noted Application for a Category 2 Licence in August 2010, the City of Brampton (the "City") retained a peer review team to evaluate the application and provide the City with recommendations. The peer review of the materials provided by Brampton Brick identified a number of gaps and questions, namely, inconsistent approaches and assumptions in several of the technical reports, resulting in most of the peer reviewers determining that the technical reports were incomplete and not acceptable.

On the basis of comments received from the peer reviewers, the City issued a Notice of Objection on December 17, 2010. Among the City's objections were the following:

- the existing Brampton Zoning By-law prohibits a quarry on the subject property;
- there were outstanding issues regarding planning, natural environment, transportation, visual, cultural heritage, soil, hydrogeology, noise, air quality, archaeology, and social impacts related to the proposed quarry operation;
- the cross-disciplinary impacts across technical areas had not been properly evaluated; and
- Brampton Brick's natural heritage technical report identified ten vegetation communities. Some key ecological and natural heritage features identified included eleven Butternut trees (which are classified as endangered tree species), watercourses, and provincially protected wetlands. The City was concerned that the

- ecological and terrestrial environment will be adversely impacted by the proposed quarry.

At the time of its Objection, the City was engaged in a peer review process of updated technical reports submitted with the Licence application. That process was completed in 2011. In response to further information being provided to the City by the Applicant in May 2012, the City is now engaged in a second round of peer reviews. The second round of peer reviews is, at this time, incomplete. The Adaptive Management Plan (AMP) and the results of the second peer review on the new technical information from Brampton Brick are essential to determining if the City's earlier concerns have been addressed. The findings from the second round of peer reviews are anticipated in late Fall 2012. These findings will also be considered in a staff recommendation on the related re-zoning application.

On September 6, 2012, the City received Brampton Brick's Notice of Objector Response. The Response sets out ten points that are intended to demonstrate how Brampton Brick will resolve the City's concerns.

In the absence of the required technical information, the City simply notes the following about the Applicant's Response: it is general in nature and fails to contain specific recommendations to resolve the City's objections. As such, the City continues to be dissatisfied with Brampton Brick's attempt to resolve the outstanding issues and reconfirms its objection to the Category 2 Licence Application.

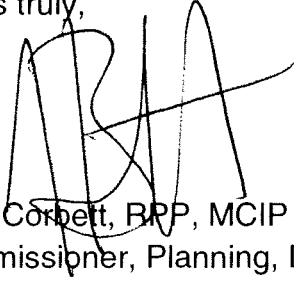
As an objector, the City is required to submit "recommendations that may resolve the objections," in accordance with section 4.3.3.2 of the Provincial Standards. In terms of next steps, the City of Brampton is recommending the following tasks be undertaken in order to complete the Licence application, at which point the City will be in a position to make its final comments and recommendations to the Ministry:

- That an AMP and any other information in support of the Aggregate Resources Act (ARA) Licence be submitted by the Applicant;
- That the City of Brampton, the Region of Peel and the commenting agencies complete their staff and peer reviews of the Applicant's complete information, including the AMP and any other supporting information that the applicant intends to rely upon in support of its application;
- That the positions of the commenting agencies and the Region of Peel be available for the City of Brampton to consider before taking a substantive position on the Application; and,
- That the City of Brampton and the Region of Peel Councils take a substantive position on this matter and that the Ministry of Natural Resources have regard for these positions.

For the reasons discussed herein, the City continues to object to Brampton Brick's Licence Application in accordance with the Council direction received on September 26, 2012.

For future reference, the City's planner assigned to the Norval Quarry file is Natasha D'Souza. Natasha can be contacted by phone at (905) 874-3861 or email at natasha.d'souza@brampton.ca.

Yours truly,

A handwritten signature in black ink, appearing to read 'J. Corbett', written over a faint circular stamp or watermark.

John Corbett, BPP, MCIP
Commissioner, Planning, Design & Development Department
City of Brampton

copy: Mayor and Members of Council
Mathew Rea, City of Brampton
Chris Barnett, (Counsel for the City of Brampton)
Stephen Garrord, (Counsel for the Region of Peel)
Mark Dorfman, (City of Brampton Aggregate Planning Advisor)