



LPAT Day 1 – May 21, 2019

The first day is done. The sun shone!! CRC supporters filled the chamber this morning and we all took a deep breath together before the deep dive into what, it is now clear, will be an intense 8-week Hearing.

IMPORTANT HOUSEKEEPING CHANGES TO NOTE:

1. It was agreed that the Hearing will run **Monday through Friday**, with occasional exceptions including June 14, the only one we are aware of now.
2. It was agreed that the sessions will begin at **9:30 am and typically run until 4:45 pm.** *Crowded chamber behind CRC Web master Doug Webster with Mayor White*
3. Mr. Tousaw stated that LPAT had determined that the Hearing must **end by Friday, July 12.**
4. The agenda for tomorrow is at the end of this report.

The amount of information to be covered is clearly substantial. Even this dense schedule may be tight.

Our LPAT adjudicator is Mr. Scott Tousaw. His OMB/LPAT bio states:

Scott Tousaw has had a 31-year career in planning with the County of Huron, fulfilling the position of Director of Planning and Development from 2003 to 2017. Mr. Tousaw is a Registered Professional Planner (RPP), a member of the Ontario Professional Planners Institute and Canadian Institute of Planners, and has served on the boards of these provincial and national associations. He holds a Master of Arts in Geography and a Bachelor of Environmental Studies in Geography from the University of Waterloo. Mr. Tousaw has been a sessional instructor and guest lecturer at the University of Guelph and Waterloo and for 20 years advised delegates at the Rural Ontario Municipal Association (ROMA) annual conference.

CTV Kitchener was there and made two reports during the day.

<https://kitchener.ctvnews.ca/controversial-dolomite-quarry-heading-to-tribunal-1.4430723>

Session Content (This is not a detailed report – just a record of activity):

1. **Lawyers for all Parties made brief opening statements.** Of note:
 - a. GET's lawyer Eileen Costello presented the GET Council made publicly on April 15, stating its objection to the Hidden Quarry proposal, and stating conditions to be met in the case of a successful application by JDCL. She also stated that GET would be bringing no evidence and that she would not attend until close to the end of the Hearing. In the meantime she would continue to hone conditions on haul routes relating to Rockwood.
 - b. Wellington County's lawyer, Peter Pickfield, and Associate, A. Ciccone, stated that they had resolved one of their two issues. They would not bring evidence relating to natural environment. They would still bring hydrogeological evidence. They also stated that they would be unlikely to cross-examine witnesses.
 - c. Halton Region's lawyer, David Germain, made it clear that Halton Region/Milton/Halton Hills would be negatively impacted by the quarry although they were not the host municipality.
 - d. CRC's Chris Barnett laid out briefly the arguments each of our witnesses will make.
2. The **CRC and Halton Region motions** (attached) were argued by our lawyer Chris Barnett and Halton Region lawyer David Germain. David White responded. After hearing the arguments, Mr. Tousaw will determine whether or not certain JDCL experts shall be allowed to testify in the next day or two.
3. Mr. Tousaw determined that JDCL witnesses could begin. **Greg Sweetnam was the first witness** for JDCL, speaking for more than an hour and a half about the need for highest quality

aggregates from the Amabel Formation, including the Hidden Quarry site. This reporter will not attempt to summarize his presentation, although to many of us it was very familiar.

What's on the agenda for tomorrow?

Tomorrow morning, **Mr Sweetnam** will continue his testimony and then will be **cross-examined**, first by Halton Region, and then CRC.

The next witness to be called will be **Mr. Stovel, Planner for JDCL**.

Goodnight!