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(From the office of DAVID W. DEMILLE)

Via E-mail- genman@crowevalley.com

April 18, 2012

The Crowe Valley Conservation Authority
P.O. Box 416
Marmora, Ontario
KOK 2MO

Attention: Tim Pidduck

Dear Sir:

**Re: Members of Authority
Our File No. 02834**

Further to our telephone conversation of April 17th, Section 14 (1) of the **Conservation Authorities Act** (CAA) provides that members of an Authority shall be appointed by the respective Councils of the participating municipalities in the numbers prescribed by subsection 2 (2) and each member shall hold office until the first meeting of the Authority after the term for which he or she was appointed has expired. I would note that under Section 2 (2), Municipalities that have a population of less than 10,000 are entitled to have one representative on the Authority's Board. Section 14 (4) of the Act provides that no member shall be appointed to hold office for more than three years at any one time. Consequently, each municipal Council may appoint one representative for that Municipality for a period of up to three years.

There is no provision in the CAA that provides for the appointment of alternate members. In fact, Section 14 (1) makes it clear that "each member shall hold office until the first meeting of Authority after the term for which he or she was appointed has expired". This means that the member holds office throughout their term unless the member resigns from office before their term expires.

In summary, each Municipality with a population of less than 10,000 people is entitled to one member to represent that Municipality on the Conservation Authority's Board

pursuant to Section 2 (2) of the Act.

Each representative is to hold office until the end of their term pursuant to Section 14 (1) of the Act.

There is no provision in either the ***Conservation Authorities Act*** or the ***Municipal Act, 2001*** that provides for the appointment of an alternate member for a Municipality. If that were the case, that Municipality would then have two members, one permanent and one alternate, which would be contrary to Section 2 (2) of the Act.

If you have any comments or questions, please do not hesitate to contact me.

Yours very truly,
TEMPLEMAN MENNINGA LLP

A handwritten signature in black ink, appearing to read 'D. Demille', written over the firm name.

DAVID W. DEMILLE

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