



Carlisle quarry spurs new legal battle

March 8, 2012

St. Marys Cement has opened yet another legal front in the battle over a proposed limestone quarry in Flamborough.

The cement company is asking the provincial divisional court to set aside a decision by the Environmental Review Tribunal that prevents it from taking water at the would-be quarry location at 11th Concession and Milborough Line.

The controversial quarry plan had previously been shot down by the Liberal government through a ministerial zoning order and declaration of provincial interest associated with the proposed quarry lands.

But last year, St. Marys applied for a judicial review of the province's handling of its quarry application and also launched a \$275 million challenge against the federal government under the North American Free Trade Agreement.

The latest legal gambit was prompted by the ministry's refusal to issue a permit to take water at the site.

The company argues in its February 10 court filing it needs to conduct hydrogeological testing in order to challenge the province's ministerial zoning order at the Ontario Municipal Board.

The document also asks the court to make the province and a Flamborough community group responsible for costs associated with the latest appeal.

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