

Repealed
By-law No. 4800/88 was repealed by By-law No. 100/2004 on June 23, 2004.
Therefore, this amending by-law is also deemed to be repealed.

THE CITY OF WINNIPEG

BY-LAW NO. 6966/97

**A By-law of THE CITY OF WINNIPEG to
amend By-law No. 4800/88, being the
Downtown Winnipeg Zoning By-law.**

THE CITY OF WINNIPEG, in Council assembled, enacts as follows:

1. By-law No. 4800/88 of the City of Winnipeg is amended by this by-law.
2. The definition "Director" in Section 210 is repealed and the following substituted:

"Director" means "except where otherwise specified herein, the Director of Land and Development Services and includes any other person delegated to act for that Director".
3. Subsection 302(4) is repealed.
4. Subsection 701(2) is repealed and the following is substituted:

"701(2) In this part, "Director" means the Director of Community Services."
5. Subsection 701(3) is added:

"701(3) Whether or not a building permit is required for the remodelling of a building or its details, no building shall be remodelled, erected or enlarged except in accordance with plans submitted to and approved by the Board pursuant to subsection 702(5), or approved by the Director pursuant to subsection 702(2), and no building permit shall be issued for the remodelling, erection or enlargement of a building except in accordance with plans and/or construction documents approved by the Board or Director, as the case may be, including all conditions and limitations endorsed on those plans and/or construction documents."

6. Subsection 702(1) is amended:

- (a) by adding the words, "or the Director" immediately after the words "by the Board"; and
- (b) by adding the words, "the Board or" immediately after the words "and any other information required by".

7. Subsections 702(2), (3), (4), (5) and (6) are repealed and the following are substituted:

"702(2) Subject to subsection 702(4), the following applications shall be submitted to and may be approved by the Director:

- (a) signage;
- (b) exterior alterations, including but not limited to, remodelled building facades;
- (c) minor building additions that are consistent with the character of any existing building approved under this by-law;
- (d) individual streetscaping elements that are consistent with a prototype or standards previously established in the Downtown and approved under this by-law;
- (e) interior alterations under Pedestrian-Level Design Review; and
- (f) site development, including soft and hard landscaping elements, including but not limited to:
 - (i) plaza development;
 - (ii) parking areas, both accessory and non-accessory, and all associated development including attendant booths, lighting, fencing, loading areas and refuse storage enclosures; and
 - (iii) outdoor patios.

702(3) Applications for temporary structures for events not exceeding 14 days are specifically excluded from requiring approval from either the Director or the Board.

- 702(4) Where the Director does not approve an application submitted under subsection (2), the Director shall refer the application to the Board with supporting reasons for the refusal, a copy of which shall be forwarded to the applicant.
- 702(5) The following applications shall be submitted to the Director:
- (a) all major streetscaping or public works projects;
 - (b) significant new components within the area commonly known as "The Forks"; and
 - (c) all other applications not specifically referred to in subsections (2) or (3),
- and the Director shall review the application and refer the application to the Board with a written recommendation and supporting reasons, a copy of which shall be forwarded to the applicant.
- 702(6) The Board may approve, approve with conditions or refuse any application submitted to it pursuant to subsection (4) or (5).
- 702(7) The Board shall not refuse an application without first giving the applicant notice of the date, time and place of a meeting to hear any representation which the applicant may wish to make concerning the application.
- 702(8) Where the Board refuses an application, the Board shall record in its minutes the reasons for the refusal, and shall provide a copy of its reasons to the applicant on request.
- 702(9) Subject to the provisions of this Section, the Board may establish its own procedures.
- 702(10) Upon approval by the Board, a certified copy of all approved plans shall be deposited with the Director."

DONE AND PASSED in Council assembled, this 29th day of January, 1997.