

Explanation for Council re By-law No. 5763/91

This By-law amends the Encroachment By-law by:

- (i) deleting therefrom encroachments fees;
- (ii) deleting that a door shall not encroach; and
- (iii) all projecting signs shall be 8'6" above sidewalk level.

F. N. Steele, Q.C.
City Solicitor.

BY-LAW NO. 5763/91

A By-law of The City of Winnipeg to amend By-law No. 692/74, being the Encroachment By-law to regulate the construction and maintenance of certain encroachments in streets.

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

1. Section 6 of By-law No. 692/74 is hereby deleted and the following substituted therefor:

6. ANNUAL LICENSE FEES:

- (1) The owner of land with an approved encroachment thereon shall pay to the City an annual encroachment license as set forth in the Development Fees By-law No. 5675/91.
- (2) The annual encroachment license fee shall be payable in respect of each calendar year, whether the encroachment is maintained for the entire calendar year or only for a portion thereof.
- (3) Annual encroachment license fees shall be paid within thirty (30) days of the due date.
- (4) License fees not paid within the thirty day period shall be subject to an additional fee set forth in By-law No. 5675/91.
- (5) Licenses for encroachments are transferable throughout the year in which the license is valid.
- (6) In the case of the death of the licensee, or the disposal by the licensee of the business or premises including the encroachment, during the currency of the license issued therefor, the license shall expire, unless the new owner of the legal representative of the previous owner applies to the Designated Officer and obtains a transfer of the license within the year that the license is valid.

(7) When an encroachment is removed from one location and relocated in another location, the licensee shall apply to the Designated Officer for a transfer of the license to the new address prior to the transfer.

2. Clause (a) of Section 6.(3) of Schedule "A" to By-law No. 692/74 is amended by deleting the figure and word "11 ft." where same appear in the first line thereof and substituting therefor the words and figures "eight feet six inches (8' 6")".

3. Section 3 of Schedule "A" to By-law No. 692/74 is hereby deleted therefrom.

4. Sections 4, 5, 6 and 7 of Schedule "A" to By-law No. 692/74 are hereby renumbered as sections 3, 4, 5 and 6 respectively.

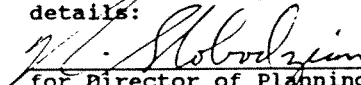
DONE AND PASSED, in Council assembled, this 25th day of September, A.D. 1991.

(Sgd.) William Norrie
Mayor

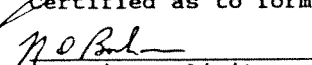
(Seal)

(Sgd.) D. W. King
Acting City Clerk

Certified as to planning
details:


for Director of Planning

Certified as to form:


for City Solicitor