THE CITY OF WINNIPEG

BY-LAW NO. 239/2006

A By-law of THE CITY OF WINNIPEG to amend the Vacant and Derelict Buildings By-law No. 35/2004.

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

Vacant and Derelict Buildings By-law amended

1. This By-law amends the Vacant and Derelict Buildings By-law No. 35/2004.

Subsection 3(2) amended

2. Subsection 3(2) is amended by striking out "*a non-residential and multi-family residential building*" and substituting the following:

(a) any building to which Part 3 of the Manitoba Building Code applies; or

(b) a building to which Part 9 of the Manitoba Building Code applies and in which a fire alarm system or a sprinkler system has been installed;

Section 6 amended

3. The following is added immediately after subsection 6(3):

6(4) The fees established in subsection (3) are not applicable to buildings owned by the City of Winnipeg.

Section 7 amended

4. The following is added immediately after subsection 7(2):

7(3) The fees established in subsection (2) are not applicable to buildings owned by the City of Winnipeg.

Section 10 amended

5(1) Subsection 10(2) is amended by striking out "*The City*" and substituting "*Subject to subsection (3), the Fire and Paramedic Chief*".

5(2) The following is added after subsection 10(2):

10(3) The inspection fee referred to in subsection (2) is not applicable to inspections of vacant buildings that:

(a) are owned by the City of Winnipeg; or

(b) in the opinion of the Fire and Paramedic Chief or delegate are in substantial compliance with Schedule "A" and that, in the opinion of the Director of Planning, Property and Development or delegate, are in substantial compliance with Schedule "B" of this By-law.

Section 13 amended

6. Section 13 is amended

(a) by renumbering it as subsection 13(1); and

(b) by adding the following immediately after it:

Administration fee imposed

13(2) Subject to subsections (3) and (4), an administration fee of $250.00 is hereby imposed for each appeal made under subsection (1).

Appeal not filed until fee paid

13(3) No appeal may be accepted by the City Clerk until the fee imposed by subsection (2) has been paid to the City Clerk.

Refund of administration fee

13(4) The Standing Policy Committee on Property and Development may order an administration fee referred to in subsection (2) to be refunded to the appellant if the appeal has been made in good faith and has some merit.

DONE AND PASSED in Council assembled, this 6th day of December, 2006.