

Repealed
By-law No. 5893/92 was repealed by By-law No. 160/2011 on December 14, 2011.
Therefore, this amending by-law is also deemed to be repealed.

THE CITY OF WINNIPEG

BY-LAW NO. 7948/2001

**A By-law of THE CITY OF WINNIPEG to amend
By-law No. 5893/92, being The Development
Procedures By-law.**

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

1. This By-law amends The Development Procedures By-law No. 5893/92.
2. In Section 2, the definition "director" is amended by striking out "Director of the Property and Development Services Department of the City" and substituting "Director of Planning, Property and Development."
3. Subsection 3(5) and (6) are repealed and the following are substituted:
 - "3(5)(a) Where the Director rejects a development application under subsection (3) for non-conformance with a secondary plan, or where the Director rejects a development application under subsection (4), the Director shall provide the applicant with written reasons for the rejection. The applicant may appeal the Director's decision to the Standing Policy Committee on Property and Development by delivering a notice of appeal to the City Clerk within 14 days of the date of the Director's rejection.
 - (b) Where an appeal is filed pursuant to clause (a), the City Clerk shall give notice to the applicant of the date, time and place of the meeting at which the Standing Policy Committee on Property and Development will hear any representations from the applicant concerning the appropriateness of the application or its conformance with the applicable secondary plan.
 - (c) The Standing Policy Committee on Property and Development shall review any application which is the subject of an appeal pursuant to clause (b). Where the Standing Policy Committee on Property and Development rejects an application, it shall record in its minutes the reasons for the rejection, and shall provide a copy of its reasons to the applicant on request.
- 3(6)(a) Where the Director rejects a development application under subsection (3) for non-conformance with Plan Winnipeg, the Director shall provide the applicant with written reasons for the rejection. The applicant may appeal the Director's decision

to Executive Policy Committee by delivering a notice of appeal to the City Clerk within 14 days of the date of the Director's rejection.

- (b) Where an appeal is filed pursuant to clause (a), the City Clerk shall give notice to the applicant of the date, time and place of the meeting at which Executive Policy Committee will hear any representations from the applicant concerning the application's conformance with Plan Winnipeg.
- (c) Executive Policy Committee shall review any application which is the subject of an appeal pursuant to clause (b). Where Executive Policy Committee rejects an application, it shall record in its minutes the reasons for the rejection, and shall provide a copy of its reasons to the applicant on request."

4. Subsection 3(7) is repealed.

5. Subsection 3(8) is repealed and the following is substituted:

"3(8) Where, in the opinion of the Standing Policy Committee on Property and Development, Executive Policy Committee, or the Director, as the case may be, the development application is the proper application in relation to the applicant's proposed development and it conforms with Plan Winnipeg and any secondary plan for the area in which the land or building is located, the Committee or the Director shall direct that the development application be referred to the appropriate designated city administrator, committee of council, or board of adjustment, as the case may be."

6. In the following provisions, "the Standing Policy Committee on Property and Development Services" is struck out wherever it occurs and "the Standing Policy Committee on Property and Development" is substituted:

- (a) subsection 3(9);
- (b) subsections 4(1) and 4(2);
- (c) subsection 5(2);
- (d) clauses 6(3)(a) and 6(3)(b);
- (e) section 7; and
- (f) subsections 8(1) and 8(2).

7. Section 24 is amended by striking out "the Property and Development Services Department" and substituting "the Planning, Property and Development Department."

DONE AND PASSED in Council assembled, this 12th day of December, 2001.