REPORTS NOT RELATED TO THE JURISDICTION OF ANY COMMITTEE

REPORT OF THE

SECRETARIAT COMMITTEE

DATED APRIL 17, 2000

On motion of Councillor O'Shaughnessy, the Report of the Secretariat Committee, dated April 17, 2000, was considered.

Amendment to Organization By-law No. 7100/97 Regarding the Appeals Process
File GL-5.6 (Vol. 9)

556 - 1. The Secretariat Committee at its special meeting held April 17, 2000, passed the following motion and submits same to Council:-

WHEREAS prior to legislative changes in 1992, Variance, Conditional Use and License appeals were heard by the Variance, Conditional Use and License Appeal Committee, comprising five councillors, with membership changing quarterly so that at the end of a one year period, every member of Council (except the Mayor) served on this Committee;

AND WHEREAS the legislative changes implemented in 1992 require that:-

i) an appeal of variance or conditional use be heard by a Committee of Council as designated by by-law [Section 647(1), CWA]

ii) the "Committee of Council" designated to hear appeals is restricted to Executive Policy Committee or a Standing Committee of Council [Section 574(3) CWA]

AND WHEREAS By-law No. 7100/97, the City's Organization By-law, currently identifies the Standing Policy Committee on Property and Development as the said Appeals Committee;

WHEREAS City Council at its meeting of December 15, 1999 authorized the Secretary of Intergovernmental Affairs to request the Province of Manitoba to amend the City of Winnipeg Act by repealing the current appeal mechanism, and by giving City Council the full and unfettered legislative authority to establish by by-law, the structure, process and regulations for variance and conditional use appeals in the future;

AND WHEREAS pending provincial legislation to provide flexibility for Council to determine the most effective process, it is deemed desirable at this time to extend representation in order to benefit from the experience of all members of Council;

THEREFORE BE IT RESOLVED that By-law No. 7100/97, the Organization By-law, be amended to provide for an appeal process whereby each Standing and Standing Policy Committee of Council would act as the said Appeals Committee on a rotating basis, in accordance with the following schedule:-

May 1, 2000 - October 31, 2000	*Standing Policy Committee on Protection & Community Services*
November 1, 2000 - April 30, 2001	*Standing Committee on Fiscal Issues*
May 1, 2001 - October 31, 2001	*Standing Policy Committee on Public Works*
November 1, 2001 - April 30, 2002	*Standing Policy Committee on Property and Development*
May 1, 2002 - September 30, 2002	*Standing Policy Committee on Protection and Community Services*

BE IT FURTHER RESOLVED that the Schedule of Council and Committee meetings as amended and adopted by Council on November 17, 1999, be modified as attached on Schedule "A", in order that each of the above noted appeal bodies may establish its schedule of meetings (time and location) to accommodate the hearing of appeals.

Report of the Secretariat Committee dated April 17, 2000

Moved by Councillor O'Shaughnessy,
Adoption of the clause.

Carried.

Councillors Eadie and Timm-Rudolph asked to be recorded as having voted against the clause, in accordance with Rule 50.7 of the Procedure By-law.

(See Minute No. 565 for attachment)

SECRETARIAT COMMITTEE

CONSIDERATION OF BY-LAWS

557 - On motion of Councillor O'Shaughnessy, By-law No. 7606/2000, a by-law of The City of Winnipeg to amend By-law No. 7100/97 being the City Organization By-law, was read a first, second and third time, the rule being suspended for the third reading, and was passed and ordered to be signed and sealed.
File GL-5.6 (Vol. 9)

Councillors Eadie and Timm-Rudolph asked to be recorded as having voted against all three readings of By-law No. 7606/2000, in accordance with Rule 50.7 of the Procedure By-law.