Winnipeg

EXECUTIVE POLICY COMMITTEE
DISPOSITION OF ITEMS

NOVEMBER 14, 2007

MEMBERS PRESENT: His Worship Mayor Katz, Chairperson
Deputy Mayor Leipsic
Councillor Clement
Councillor O'Shaughnessy
Councillor Steeves
Councillor Swandel
Councillor Wyatt

COMMITTEE CLERK: Jo-Ann I. Park, Manager of the Decision Making Process
City Clerk's Department

EXECUTIVE POLICY COMMITTEE
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Minute	Subject/File	Recommendations	Action Required
		PUBLIC HEARING	
1	Appeal - Plan Winnipeg By-law No. 7630/2000 - 111 Symington Road EP-1.1(PW)	The Executive Policy Committee denied the appeal and confirmed the decision dated September 12, 2007, issued by the Zoning and Permits Administrator, Planning, Property and Development Department, regarding provisions of The Plan Winnipeg By-law No. 7630/2000 for the premises located at 111 Symington Road, for the following reason: 1. The interpretation of the Winnipeg Public Service that an application to vary the subject property is contrary to Plan Winnipeg and should be rejected in accordance with Section 275(2) of The City of Winnipeg Charter.	Manager of the Decision Making Process
		DELEGATIONS	
2	Councillor Smith, Daniel McIntyre Ward		See Minute 9
3	Councillor Smith, Daniel McIntyre Ward		See Minute 6
4	Councillor Smith, Daniel McIntyre Ward		See Minute 38
	Councillor Gerbasi, Fort Rouge-East Fort Garry Ward		
	Nick Ternette		
	Thomas Novak and Margot Lavoie, Manitoba Oblate Justice & Peace Committee		
	Raven ThunderSky		
		REPORTS	
5	Ad Hoc Committees of Executive Policy Committee CR-5	The Executive Policy Committee reconstituted the Ad Hoc Committee on Development Standards appointing Councillor Swandel as the Chairperson, and Councillors Clement, Wyatt and O'Shaughnessy, with Councillor Steeves as an alternate.	Manager of the Decision Making Process
6	Community Green Space at 546 Sherburn Street - Land Dedication Reserve Minute 313, City Centre CC, 2007 10 30 EP-2	The Executive Policy Committee concurred in the recommendation of the City Centre Community Committee and recommends to Council: 1. That an expenditure in the amount of $4,346.00 be authorized from the City Centre Land Dedication Reserve Fund to assist with the cost of the purchase and installation of a fence for the community green space at 546 Sherburn Street. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Manager of the Decision Making Process

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7	Plan Winnipeg Amendment - 455 Templeton Avenue, 2401 Ferrier Street, south side Beecher Avenue, east of Ferrier Street Report 2007 10 26 EP-1.1(PW 2/2007) [c/r DAZ 226/2007]	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That By-law No. 200/2007, a proposal to amend Plan Winnipeg 2020 Vision By-law No. 7630/2000 by: A. Re-designating lands from an Industrial Policy Area to a Neighbourhood Policy Area as identified on Attachment 1 in the report of the Winnipeg Public Service dated October 26, 2007, be forwarded to Council for first reading to allow for a public hearing on this issue. 2. That the Executive Policy Committee schedule a Public Hearing in accordance with Sections 227 and 278 of The City of Winnipeg Charter to consider the proposed amendment to Plan Winnipeg 2020 Vision By-law 7630/2000 and related development applications under The Winnipeg Zoning By-law No. 6400/94. 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Manager of the Decision Making Process
8	Restructuring of the Property Assessment Department and the Taxation and Revenue Branch of the Corporate Finance Department Report 2007 10 29 GP-1	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That the Property Assessment Department and the Taxation and Revenue Branch of the Corporate Finance Department be merged in order to combine the assessment and the taxation functions together into one department (Assessment and Taxation Department). 2. That the City Solicitor/Manager of Legal Services be instructed to prepare an amendment to the City Organization By-law No. 7100/97 to effect this change. 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Manager of the Decision Making Process

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9	The City of Winnipeg Sponsorship Policy Report 2007 11 05 FR-2	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That the City of Winnipeg Sponsorship Policy be approved as outlined in Appendix A to the report of the Winnipeg Public Service dated November 5, 2007. 2. That the Winnipeg Public Service be directed to prepare a City-wide corporate policy on advertising as a companion to the sponsorship policy. 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Manager of the Decision Making Process
10	Sturgeon Creek Community Centre - Land Dedication Reserve Minute 15, ASSIN CC, 2007 11 13 EP-2	The Executive Policy Committee concurred in the recommendation of the Assiniboia Community Committee and recommends to Council: 1. That the amount of $6,000.00 be allocated from the Assiniboia Land Dedication Reserve Fund to the Sturgeon Creek Community Centre to assist with the cost of the purchase of a Zamboni. 2. That the criteria of the Council Policy for the Land Dedication Reserve Fund be waived for any expenditures which do not qualify. 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Manager of the Decision Making Process
11	Heritage Conservation Tax Credit - Roslyn Court Apartments, 40 Osborne Street Report 2007 10 18 G-3.1.5	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That a Heritage Conservation Tax Credit of up to a maximum of $252,000.00 to undertake upgrading work on the Roslyn Court Apartments, 40 Osborne Street, and to be utilized by the owner over a maximum (10) ten-year period following completion of the project, be approved subject to the owner beginning the work on or before October 1, 2007, and completing the work on or before December 31, 2008. 2. That the owner be required to retain and preserve original and significant material as a condition of the approval of the Heritage Conservation Tax Credit.	Manager of the Decision Making Process

<table>
<tr><th>Minute</th><th>Subject/File</th><th>Recommendations</th><th>Action Required</th></tr>
<tr><td></td><td></td><td>3. That the Heritage Investment Reserve be approved as the source of funding.

4. That the Heritage Conservation Tax Credits be approved pending further approval by the City's Historical Buildings Committee on the exact means for rehabilitating the building as outlined in the applicant's Conservation Report.

5. That no work proceed without design/heritage approval and/or prior to the issuance of all relevant development permits.

6. That the Acting Chief Administrative Officer be authorized to finalize and approve the terms and conditions of all agreements required to implement matters as directed by Council.

7. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.</td><td></td></tr>
<tr><td>12</td><td>Discounts to be Allowed for the Prepayment of 2008 Realty, Personal Property and Business Taxes
Report 2007 10 31
FL-2.1</td><td>The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council:

1. That pursuant to Subsection 334(3) of The City of Winnipeg Charter, a by-law providing for prepayment discounts of the City's 2008 Realty, Personal Property and Business Taxes be approved.

2. That the prepayment discounts be allowed on payments received by the Taxation and Revenue Division during the months of January and February, 2008, at the following discount rates:

<table>
<tr><th>Realty and Personal Property Tax - Payable at par up to June 30th</th><th>Face Value Discount Rate</th><th>Equivalent Annual Discount Rate</th></tr>
<tr><td>January</td><td>0.916%</td><td>2.25%</td></tr>
<tr><td>February</td><td>0.747%</td><td>2.25%</td></tr>
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</td><td>Manager of the Decision Making Process</td></tr>
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		Business Tax – Payable at par up to May 31st January 0.735% 2.25% February 0.565% 2.25% 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	
13	Appointment of Sinking Fund Trustees Report 2007 10 31 FI-2	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That Scott Penman's term as one of the Sinking Fund Trustees of the City be extended to December 31, 2008. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Manager of the Decision Making Process
14	Consultant Assignments – January 1 to December 31, 2006 Report 2007 07 12 ST-7	The Executive Policy Committee received as information the Consultant Assignments for the period January 1 to December 31, 2006.	Nil
15	Consultant Assignments – January 1 to June 30, 2007 Report 2007 11 07 ST-7	The Executive Policy Committee received as information the Consultant Assignments for the period January 1 to June 30, 2007.	Nil
16	Red Tape Commission - Recommendations 26 and 29 Report 2007 10 10 GG-5	The Executive Policy Committee received as information the report from the City Clerk dated October 10, 2007.	Nil

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Minute	Subject/File	Recommendations	Action Required
17	Records Management By-law No. 166/2003 - Amendments Report 2007 11 07 GK-5	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That the amendments to the Records Management By-law No. 166/2003, as outlined in the report from the City Clerk dated November 7, 2007, be approved. 2. That the City Solicitor/Manager of Legal Services be requested to prepare the necessary by-law for submission to Council. 3. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Manager of the Decision Making Process
18	Good Neighbours Senior Centre Inc. - Millennium Gardens - Amendment to Community Groups Occupying City Facilities By-law No. 89/2005 - Cancellation of Property Taxes in 2005, 2006 and 2007 Report 2007 11 01 FL-2.5	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That pursuant to Subsection 11(2.1) of The Municipal Assessment Act, the Community Groups Occupying City Facilities By-law No. 89/2005 be amended by adding the subject occupancy to the Non Profit Community Groups Occupying the City-owned Property List. 2. That a tax cancellation by-law be enacted pursuant to Section 347 of The City of Winnipeg Charter. 3. That the City Solicitor/Manager of Legal Services be requested to prepare the necessary by-laws for submission to Council. 4. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Manager of the Decision Making Process
19	Neighbourhood Safety and Crime Prevention Report 2007 10 26 GF-2	The Executive Policy Committee received as information the report from the Acting Chief of Police dated October 26, 2007.	Nil

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Minute	Subject/File	Recommendations	Action Required
		STANDING COMMITTEE REPORTS	
20 - 34	Standing Policy Committee on Property and Development Report dated October 30, 2007	The Executive Policy Committee concurred in the recommendation for Item 1 of the Standing Policy Committee on Property and Development, as amended, and submits the following to Council: 1. That the Airport Vicinity Protection Area Zoning By-law No. 6418/94 and the X-Rated Store Zoning By-law No. 6087/93 be repealed. 2. That notwithstanding anything else contained within the proposed Winnipeg Zoning By-law, any Zoning By-law that has been approved by Council subsequent to the publication of the Zoning Maps forming Schedule B of the Winnipeg Zoning By-law (dated April 24, 2007) but not yet registered on the current zoning database, shall be deemed to be approved as part of this by-law with an equivalent zoning to that approved, based upon the established Mapping Rules (Appendix C). 3. That notwithstanding anything else contained within the proposed Winnipeg Zoning By-law, the reversionary nature of any reversionary or temporary Zoning By-law approved by Council shall not be affected. 4. That the effective date for the Winnipeg Zoning By-law and Zoning Maps be amended to March 1, 2008. 5. That technical errors in the proposed Winnipeg Zoning By-law be corrected as shown in the list of errors and corrections (Appendix D). 6. That the Winnipeg Public Service be directed to conduct a periodic review of the Winnipeg Zoning By-law with the first review to commence one (1) year from the date of enactment of the by-law, and subsequently every year following the adoption of a Plan Winnipeg review. 7. A. That a 6-point strategy of enforcement be pursued to allow the City to take a more pro-active role in enforcing the existing regulations for mobile signs; and B. That the Winnipeg Public Service review the regulations for mobile signs one (1) year following enactment of the Winnipeg Zoning By-law to determine the effectiveness of the enforcement strategy and the public's opinions of the mobile sign regulations.	Manager of the Decision Making Process

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		8. That the following amendments be made to the Manufacturing Mixed Use (MMU) Zoning District (see detailed changes in Appendix E): A. The Use Specific Standards for Amusement Enterprise, Indoor be amended to add an exception for fitness centres which may be up to a maximum of 40,000 square feet instead of 10,000 square feet of floor area in the MMU zoning district. B. Sign height for the MMU zoning district in Part 5: Development and Design Standards be increased from eight feet (8') to twenty feet (20'). 9. That the following amendments be made to the regulations for wireless telecommunication facilities: A. That the Winnipeg Public Service commence a consultation process with the wireless communication services industry during the enactment period for the Winnipeg Zoning By-law to discuss the regulations for establishment of wireless communications towers. B. That all references to "wireless telecommunication" facilities/towers in the proposed Zoning By-law be amended to "wireless communication" facilities/towers. C. That Table 4-1: Principal Use Table be amended to add "Wireless communication, freestanding tower" as a Conditional Use ("C") in the C2 (Commercial Community), C3 (Commercial Corridor), C4 (Commercial Regional) and EI (Educational and Institutional) zoning districts, and be changed from a Conditional ("C") to a Permitted ("P") use in the M2 (Manufacturing General) zoning district; and, D. That the maximum height of freestanding towers be increased from seventy-five feet (75') to one hundred feet (100'). 10. That the Winnipeg Public Service be directed to draft a public consultation process to be incorporated in the Development Procedures By-law for certain heavy manufacturing uses (i.e., those heavy industrial uses requiring licensing under The Environment Act). 11. That "Adult Service or Entertainment Establishment" be deleted as a Conditional Use ("C") in the C4 (Commercial Regional) zoning district in Table 4-1: Principal Use Table.	

Minute	Subject/File	Recommendations	Action Required
		12. That the Winnipeg Public Service complete a review to determine the most appropriate park zoning for all parks properties in the city to be completed within one (1) year following enactment of the Winnipeg Zoning By-law. 13. That the Use Specific Standards in Part 4: Use Regulations be amended to add a maximum size (combined gross floor area) of eight hundred (800) square feet for home-based businesses. 14. That a consultation process be initiated with the development industry to discuss and review development and design standards for residential properties and related requirements in other City by-laws, development guidelines and standards (e.g., Lot Grading By-law, Private Approaches By-law). 15. That all Private Clubs shall only be permitted as a Conditional Use, and the Principal Use table be amended accordingly. 16. That the maximum permitted square footage for Outdoor Dining, Drinking Areas (patios) in "C1" and "C2" zoning districts be increased to a maximum of 100 square feet. 17. That a maximum of 10,000 square feet of gross floor area for Supermarkets (Grocery Stores) per building be permitted in "MMU" zoning districts. 18. That the maximum square footage of gross floor area, per building for Retail Sales Uses in the "C3" zoning districts be increased to 120,000 square feet. 19. That where automobile parking spaces are required as indicated in table "5-9: General Accessory Parking Requirements": A. Where ten (10) or more vehicle parking stalls are required, lockable bicycle parking shall be provided at a ten percent (10%) ratio to automobile parking, i.e. ten bicycle parking spaces per 100 automobile parking stalls. B. Required bicycle parking must be located with convenient access to major building entrances. 20. That the planning of long term bicycle parking be referred to the Winnipeg	

Minute	Subject/File	Recommendations	Action Required
		Public Service for the review of the Winnipeg Zoning By-law, one (1) year from the date of enactment of the by-law. 21. That Part 4, section 115 be amended by adding the following after subsection (6): (7) Notwithstanding subsections 113(5) and (10), all existing Conditional Use Orders for auto dealers and auto repair operations, are not affected by this By-law. Conditional Uses Orders with expiration dates shall be allowed to continue to operate in compliance with the conditions contained in their respective Orders until January 1, 2025, at the discretion of the Director of Planning Property and Development. 22. That major home-based businesses be allowed to have a maximum of two (2) non-residents employees or business partners working on the premises. 23. A. That supportive retail in the "MMU" zoning districts be measured/allowed to a maximum of 35% of site area including any land needed by the supportive retail to satisfy parking requirements, yards/setbacks and development and design standards i.e. landscaping. During build out, supportive retail will not exceed 50% of built site area. B. That the Purpose Statement for the Manufacturing Mixed Use Zoning District in Part 3: Zoning Districts be amended to identify a minimum site area (35 acres) for MMU development. 24. A. That all lettering for mobile signs shall be either black on white or white on black, within one year of the effective dated of the Winnipeg Zoning By-law 200/2006. B. That mobile signs shall not be permitted where businesses have access to an electronic message board. This includes common tenant and stand-alone businesses. 25. A. "That no electronic message boards may be located within 100 feet of a pedestrian crosswalk/corridor or controlled intersection."	

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		B. That electronic message boards shall be included as part of the total allowable square footage of signage for any site/building. C. That section 182(2)(c) of the draft Zoning By-law be amended by deleting the words "electronic message board". (making them a permitted use) 26. That "adult service or entertainment establishments" be listed as "conditional" in "M3" zoning districts. 27. That separate definitions for fitness and amusement centres be created, which could be defined as follows: • "Fitness or wellness centre, indoor" means a commercial establishment designed and equipped for assembly occupancy uses for the conduct of exercise and/or leisure-time activities within a fully enclosed building, uses of which include: gymnasiums and health clubs, wellness centres, weightlifting establishments, martial arts studios, fitness studios, yoga studios, dance studios, swimming pools, and related fitness and wellness activities. • "Amusement enterprise, indoor" means a commercial establishment designed and equipped for assembly occupancy uses for the conduct of sports, exercise and/or leisure-time activities within a fully enclosed building, uses of which include: arcade games, billiards, bingo, bowling, skating/roller rinks, go kart tracks, shooting ranges, and paintball arcades, and related amusements. 28. That Schedule "B" be amended as follows: A. For the lands located on the east side of Madison Street between St. Matthews Avenue and Silver Avenue, bounded on the east by the former railway right-of-way, change the zoning designation from "C2 – Commercial Community" to "M1 – Manufacturing Light". B. For the lands located at 0 Maroons Road (commonly known as the former Winnipeg Arena site), change the zoning designation from "C2 – Commercial Community" to "C3 – Commercial Corridor". C. For the lands located at 1017, 1045 and 1065 St. James Street (commonly known as The Brick Plaza site), change the zoning	

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		designation from "C3 – Commercial Corridor" to "C4 – Commercial Regional". 29. That Section 138 and the corresponding illustrations with respect to Special Boundary Conditions be amended to read as follows: 138. (1) If an undeveloped parcel of land is located in the R1 or R2 zoning districts, or proposed for rezoning to the R1 or R2 zoning districts, and abuts an existing R1 or R2 zoning district, or is separated from an R1 or R2 zoning district by a street right-of-way, railroad right-of-way, or waterway, the undeveloped parcel must not be subdivided unless the width/square footage of the proposed lot(s) within 200 feet (measured from the edges of the proposed subdivision) of the adjacent R1 or R2 zoning district is not less than the average lot width/square footage of existing developed lots in residential use in the adjacent R1 or R2 areas along such shared boundary, but in no case may be less than 35 feet. 30. That Section 172.3(c) with respect to Development Standards for Parking Areas be amended by deleting the threshold of 500 accessory automobile parking spaces to trigger the requirement that the design of the parking area must incorporate pedestrian walkways, and replacing it with 200 accessory automobile parking spaces. 31. That the Winnipeg Public Service be requested to report back for the review of the Winnipeg Zoning By-law, one (1) year from the date of enactment of the by-law, on the following: A. The requirement for buffers between Care Homes; B. A requirement for internal traffic studies for large scale commercial and industrial developments; C. Recommendations of enhanced protection of trees within the City of Winnipeg.	
		The Executive Policy Committee concurred in the recommendations for Items 2 to 15 of the Standing Policy Committee on Property and Development and	

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		forwarded the items to Council.	
35	Standing Policy Committee on Property and Development Report dated November 13, 2007	The Executive Policy Committee concurred in the recommendation for Item 1 of the Standing Policy Committee on Property and Development and forwarded the item to Council.	Manager of the Decision Making Process
	Standing Policy Committee on Protection and Community Services Report dated November 5, 2007	No report	Nil
36-37	Standing Policy Committee on Infrastructure Renewal and Public Works Report dated November 6, 2007	The Executive Policy Committee concurred in the recommendations for Items 1 and 2 of the Standing Policy Committee on Infrastructure Renewal and Public Works and forwarded the items to Council.	Manager of the Decision Making Process
38 – 41	Standing Policy Committee on Infrastructure Renewal and Public Works Report dated November 13, 2007	The Executive Policy Committee concurred in the recommendations for Items 1, 3 and 4 of the Standing Policy Committee on Infrastructure Renewal and Public Works and forwarded the items to Council.	Manager of the Decision Making Process
		The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service for Item 2 of the Standing Policy Committee on Infrastructure Renewal and Public Works and submits the following to Council: 1. That effective January 1, 2008 the water rates, based on water used, be increased as follows: to $3.45 from $3.15 per 100 cu. ft. from 0 - 9,600 cu. ft./quarter (Block 1) to $2.97 from $2.67 per 100 cu. ft. from 9,601 - 96,000 cu. ft./quarter (Block 2) to $2.49 from $2.19 per 100 cu. ft. over 96,001 cu. ft./quarter (Block 3). 2. That effective January 1, 2008 the sewer rates, based on water used, be increased to $5.12 from $4.46 per 100 cubic feet, which includes 31.3 cents per 100 cubic feet for the Environmental Projects Reserve (31.3 cents in 2007). 3. That funding for Watermain Renewals be increased by $3 million per year, effective, January 1, 2008 funded on a pay as you go basis from the water rates. 4. That the additional fees and charges as outlined on Appendix G to the report of the Winnipeg Public Service dated October 15, 2007 be approved effective January 1, 2008.	

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Minute	Subject/File	Recommendations	Action Required
		5. That the City Solicitor/Manager of Legal Services be instructed to prepare the necessary By-laws for submission to Council before December 31, 2007. 6. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	
	Standing Policy Committee on Finance Report dated November 6, 2007	No report	Nil
	Standing Policy Committee on Downtown Development Report dated October 29, 2007	No report	Nil
42 - 44	Alternate Service Delivery Committee Report dated November 8, 2007	The Executive Policy Committee concurred in the recommendation for Items 1 to 3 of the Alternate Service Delivery Committee and forwarded the items to Council.	Manager of the Decision Making Process
In Camera 45 - 46			