**THE CITY OF WINNIPEG**

**BY-LAW NO. 129/2008**

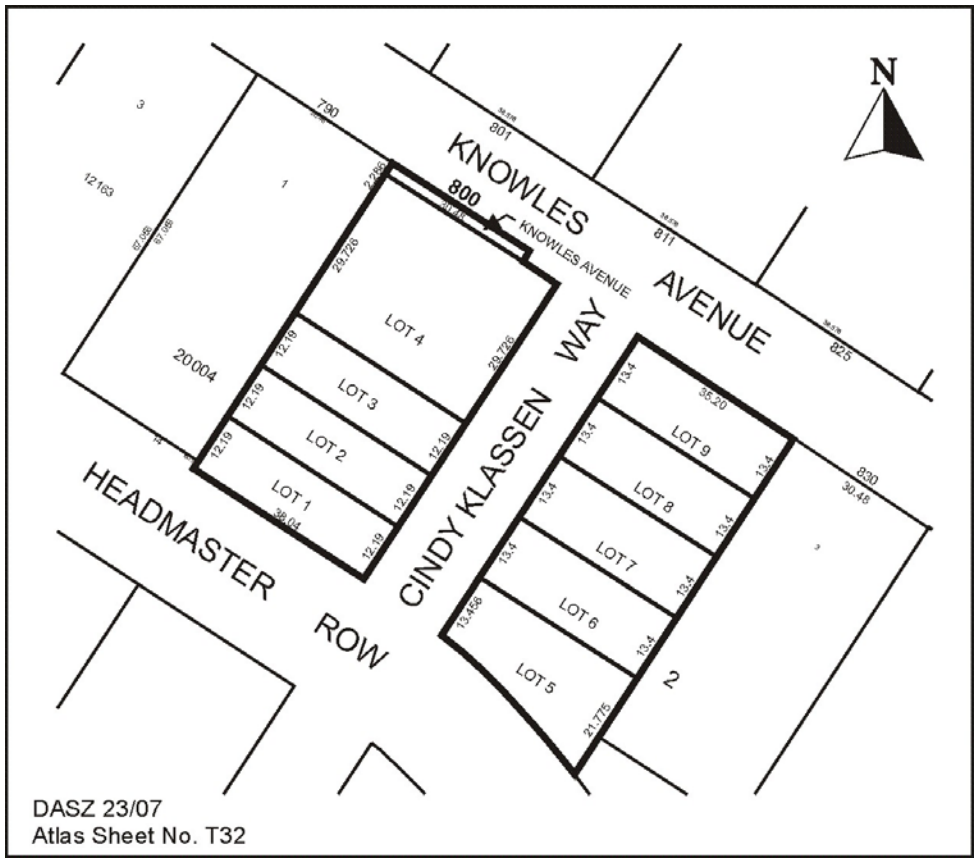
**A By-law of THE CITY OF WINNIPEG to approve a Plan of Subdivision and to amend Zoning By-law No. 6400/94 for the enactment of a zoning change on land located on the east side of Cindy Klassen Way in the EAST KILDONAN-TRANSCONA COMMUNITY.**

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

**PLAN OF SUBDIVISION**

1 Pursuant to Section 259 of The City of Winnipeg Charter,

the plan of subdivision shown below is hereby approved for preparation as a legal plan of subdivision by a Manitoba Land Surveyor and registration in the Winnipeg Land Titles Office with such minor changes as may be required for that purpose, subject to the terms and conditions of a Development Agreement AG 23/07 to be entered into between THE CITY OF WINNIPEG and the registered owner or persons entitled to be registered owner of the above described land.

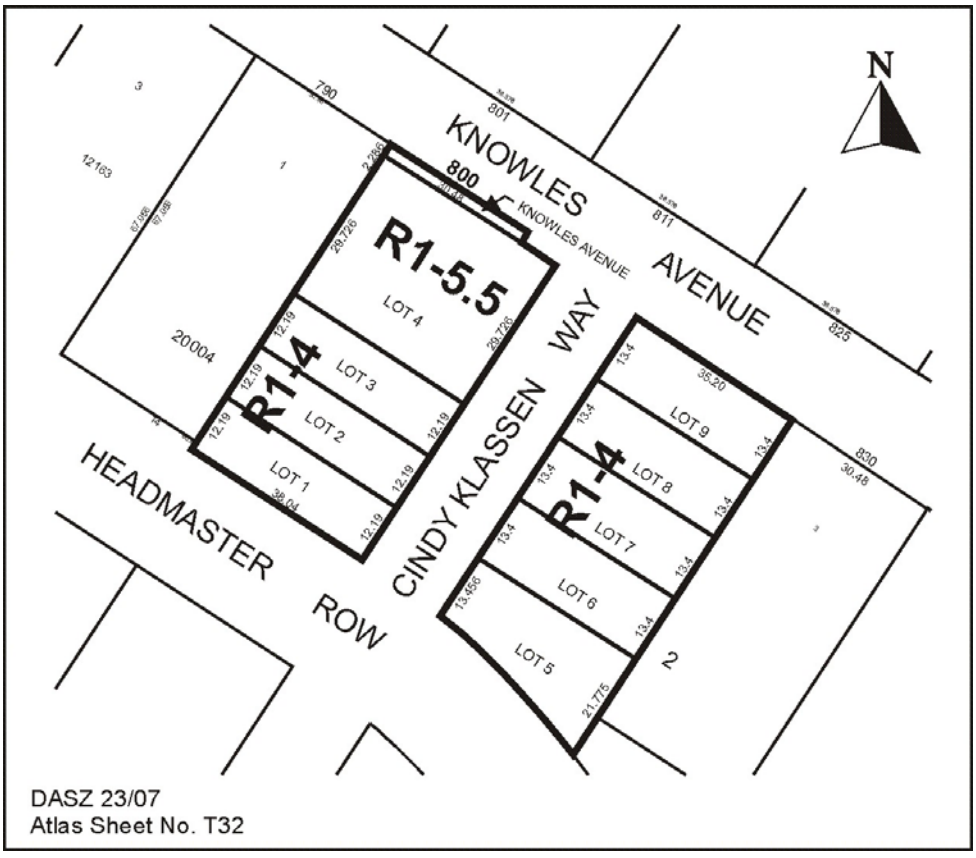


**ZONING**

2 By-law No. 6400/94, as amended, is hereby further amended by adding thereto after subsection A20 (794) the following:

"(795) (a) notwithstanding anything elsewhere contained in this By-law or shown on the District Map the lands outlined on the Plan included in Clause (b) of this subsection and designated thereon as "R1-5.5" and "R1-4" are hereby zoned as "R1-5.5" and "R1-4" RESIDENTIAL DISTRICTS and the District Map shall hereafter be read and construed as shown on that Plan; and

(b) the zoning districts and zoning district boundaries referred to in clause (a) of this subsection are hereby located as shown on the Plan below."



**ENACTMENT**

3 Section 1 of this By-law shall come into force and effect upon the execution by THE CITY OF WINNIPEG of the agreement described therein which execution notwithstanding enactment of this By-law shall remain in the absolute discretion of the City Council.:

4 Section 2 of this By-law shall come into force and effect upon:

(a) Registration in the Winnipeg Land Titles Office of the plan of subdivision approved by Section 1 of this By-law; and

(b) Registration in the Winnipeg Land Titles Office of a caveat recording Zoning Agreement DASZ 23/07 against the affected land, by not later than October 24, 2009 failing which this by-law shall expire unless that date is extended by a resolution of City Council and that registration is completed before any such extended date.

**DONE AND PASSED** this day of , 2008.

_____
Mayor

_____
City Clerk

Approved as to planning details:

_____
*for* Director of Planning, Property & Development

Approved as to form:

_____
*for* City Solicitor/Manager of Legal Services

By-Law No. _____
Subsection ( 795 )

File No. **DASZ 23/07**

Atlas Sheet No. **T32**
**EAST KILDONAN TRANSCONA COMMUNITY**

Explanation

The attached By-law approves the plan of subdivision shown outlined below and amends By-law No. 6400/94 by rezoning the land located on the east side of Cindy Klassen from an "A.5" AGRICULTURAL DISTRICT and "R1-5.5" RESIDENTIAL DISTRICT to an "R1-4" and "R1-5.5" RESIDENTIAL DISTRICT as shown outlined below.




THIRD READING : _____ EFFECTIVE DATE : _____

ZONING AGREEMENT : YES ☐ NO ☐ CAVEAT No. _____