Winnipeg

EXECUTIVE POLICY COMMITTEE
DISPOSITION OF ITEMS

FEBRUARY 4, 2009

MEMBERS PRESENT: His Worship Mayor Katz, Chairperson
Deputy Mayor Swandel
Councillor Pagtakhan
Councillor Steeves
Councillor Wyatt

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

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Minute	Subject/File	Recommendations	Action Required
		PUBLIC HEARINGS	
126	Plan Winnipeg Amendment - St. Boniface Industrial Park EP-1.1(PW 5/2008) [c/r DASZ 20/2008 and DASZ 33/2008]	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and recommends to Council: 1. That By-law No. 149/2008, a proposal to amend Plan Winnipeg 2020 Vision Bylaw No. 7630/2000 by re-designating lands identified on Attachment 1 from Industrial Policy Area to Neighbourhood Policy Area, be forwarded to Council for second reading. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council
127	Subdivision and Rezoning - South Side of Dugald Road, west of Plessis Road (Phase 1) DASZ 20/2008 [c/r EP-1.1(PW 5/2008)]	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service as contained in the report dated January 28, 2009, as amended, and recommends to Council: 1. That the plan of subdivision under File DASZ 20/2008 be approved for preparation as a plan of subdivision by a Manitoba Land Surveyor in accordance with Schedule "A" dated January 28, 2009 with such minor changes as may be required, and registration in the Winnipeg Land Titles Office subject to the following: A. That the Developer be required to enter into a Development Agreement with the City containing all the conditions outlined in the report of the Administrative Coordinating Group dated January 27, 2009, incorporating the following amendments: i. Delete clause 26 in its entirety and substitute with the following 26. That the Developer landscape, and construct a 1.8-m-wide gravel path through the entire length of the City-owned land being rezoned to PR1 from the southwest limit of the boundary for 'Subject City Property' shown in broken outline on Misc. Plan No. 13475/1, to the paved sidewalk on the north side of Camiel Sys Street when the southernmost street in the vacant lands being sold under Misc. Plan No. 13179 are legally opened under subsequent applications.	Council

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		ii. Delete clause 8 in its entirety and substitute with the following 8. That, should the Developer proceed with DASZ 33/08 prior to DASZ 20/08, prior to the issuance of building permits for DASZ 33/08, the Developer finance and construct, in the proposed north-south roadway which abuts the Planned Area to the east and intersects with Dugald Road, two 8.0-m-wide by 200-mm-thick Portland cement concrete pavements and all related works, including, but not limited to, drainage works, sidewalks on the west side, street lighting, and boulevard landscaping. iii. Delete clause 11 in its entirety and substitute with the following 11. That the Developer construct a 1.5-m-wide Portland cement concrete sidewalk to a thickness required under City of Winnipeg Standards (as approved by the Director of Public Works) on the north side of Camiel Sys Street abutting the full length of the Planned Area, B. That the Plan of Subdivision be amended by reducing the west side of the PR1 lands on the north side of the retention basin in the proposed subdivision as determined by and to the satisfaction of the Director of Planning, Property and Development. 2. That Council declare the City owned property shown in broken outline and identified as "Subject City Property to be Sold" shown on Misc. Plan No. 13475/1 as surplus to the City's needs. 3. That the Director of Planning, Property and Development be authorized to negotiate and approve the sale of the "Subject City Property to be Sold" as shown in broken outline on Misc. Plan No. 13475/1 to the applicant on terms and conditions satisfactory to the Director of Planning, Property and Development and the Acting City Solicitor/Manager of Legal Services in order to protect the interests of the City and to achieve the intent of the Executive Policy Committee.	

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		4. That The Winnipeg Zoning By-law No. 200/06 be amended by rezoning the subject land as shown on Schedule "A" for File DASZ 20 /2008 dated January 28, 2009 to a "R1-M" Residential Single-Family District; "PR1" Parks and Recreation 1 (Neighbourhood) District; "RMF-S" Residential Multi-Family District – Small and "CMU" Commercial Mixed Use District subject to the following: A. That the applicant enter into a Zoning Agreement with the City pursuant to Section 240 (1) of The City of Winnipeg Charter to include the following conditions: i. That for the land zoned "CMU" Commercial Mixed Use District; and the land zoned "RMF-S" Residential Multi-Family District – Small, the development of any building, and/or accessory parking area and/or signage, plans shall be submitted showing the location and design of the proposed buildings, the location and design of accessory parking areas, private approaches, garbage enclosures, fencing, landscaping and signage, to the Riel Community Committee and the Director of Planning, Property and Development for plan approval prior to the issuance of any building or development permit, and thereafter all to be maintained to the satisfaction of the Director of Planning, Property and Development; ii. That for the land zoned "CMU" Commercial Mixed Use District be restricted as follows; 1. That there shall be no advertising signs, mobile signs, poster signs and A-frame signs on the entire property, except that a mobile sign shall be permitted on the site for a period of thirty (30) days in association with a new occupancy permit; 2. That no illuminated signage be erected on the south side of any buildings; 3. That the Applicant shall erect one, 4 feet by 8 feet sign on the vacant subject property indicating the location and zoning of the commercial mixed use property within twelve (12) months	

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		from the date that the said rezoning by-law is adopted by Council; and plans for the signs showing their location and design shall be submitted to the Director of Planning, Property and Development for approval; and the signs shall be maintained to the satisfaction of the Director of Planning, Property and Development until such time as the land is either rezoned or developed as a commercial or residential land use; iii. That for the lands zoned "R1-M" Residential Single-Family District the residential lots abutting the existing high pressure gas pipeline shall provide a minimum 50 foot setback between the high pressure gas pipeline and any principal dwellings; iv. That for the lands zoned "RMF-S" Residential Multi-Family District – Small be restricted as follows: 1. That a landscaped setback of 20 feet be provided along Camiel Sys Street; 2. That a landscaped setback of 30 feet be provided along Plessis Road; 3. That residential building(s) abutting the existing high pressure gas pipeline shall provide a minimum 50 foot setback between the high pressure gas pipeline and any principal dwellings. 5. That the Director of Planning, Property and Development be authorized to certify any documents in connection therewith. 6. That in the event the matter is not proceeded with expeditiously and the by-law is not passed within twenty-four (24) months after adoption of the report by Council, the matter shall be deemed to be concluded and shall not be proceeded with unless an extension of time is applied for prior to the expiry of this twenty-four (24) month period and the extension is subsequently approved by Council.	

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		7. That the Acting City Solicitor/Manager of Legal Services be requested to prepare the necessary by-law in accordance with the above. 8. That the subdivision section of the by-law shall come into force and effect upon execution by the City of Winnipeg of the Development Agreement. 9. That the zoning section of the by-law comes into force when the plan of subdivision is registered in the Winnipeg Land Titles Office and the Zoning Agreement is registered in the Winnipeg Land Titles Office by caveat against the subject lands, provided that the said effective date occurs within one year from the date the by-law is passed. 10. That the plan of subdivision shall be approved and signed by the Director of Planning, Property and Development within one year from the date the by-law is passed, failing which the matter shall be deemed to be concluded and shall not be proceeded with unless Council extends that time. 11. That the Acting City Solicitor/Manager of Legal Services be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
128	Subdivision and Rezoning - South Side of Dugald Road, west of Plessis Road (Phase 1b) DASZ 33/2008 [c/r EP-1.1(PW 5/2008)]	The Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service as contained in the report dated January 28, 2009, as amended, and recommends to Council: 1. That the plan of subdivision under File DASZ 33/2008 be approved for preparation as a plan of subdivision by a Manitoba Land Surveyor in accordance with Schedule "A" dated January 28, 2009 with such minor changes as may be required, and registration in the Winnipeg Land Titles Office subject to the following: A. That the Developer be required to enter into a Development Agreement with the City containing all the conditions outlined in the report of the Administrative Coordinating Group dated January 27, 2009, incorporating the following amendments: i. Amend clause 8 to delete the words "on both sides" and replace with "on the west side".	Council

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		ii. Delete clause 20 in its entirety 20. That the Developer, at no expense to the City, construct a 1.8-m-wide asphaltic concrete path from Dugald Road to the street south of the "RMU" Residential Mixed Use District parcel. iii. Add the following as a new clause 20 20. That the Developer landscape with sod and construct a 3.5 m wide asphaltic concrete path along the entire length of the "RMU" Residential Mixed Use District and "PR1" Parks and Recreation 1 (Neighbourhood) District Lands abutting Dugald Road, from the western limit of the lands to be retained by the City to the proposed north-south roadway which abuts the Planned Area to the east and intersects with Dugald Road. This excludes the cost of any major ditch/land drainage and/or roadway modifications that may be required to install the path. iv. Add the following as a new clause 22 22. The Developer may cause to be installed a fountain in the proposed land drainage/stormwater retention system, which would be maintained at no cost to the City, 2. That The Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land as shown on Schedule "A" for File DASZ 33/2008 dated January 28, 2009 to a "PR1" Parks and Recreation 1 (Neighbourhood) District; and "RMU" Residential Mixed Use District subject to the following: A. That the applicant enter into a Zoning Agreement with the City pursuant to Section 240 (1) of The City of Winnipeg Charter to include the following conditions: i. That for the land zoned "RMU" Commercial Mixed Use District; the development of any building, and/or accessory parking area and/or signage, plans shall be submitted showing the location and design of the proposed buildings, the location and design of accessory parking areas, private approaches, garbage enclosures, fencing, landscaping and signage, to the Riel Community Committee for plan approval prior to the issuance of any building	

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		or development permit, and thereafter all to be maintained to the satisfaction of the Director of Planning, Property and Development; ii. That for the land zoned "RMU" Commercial Mixed Use District be restricted as follows: 1. That there shall be no advertising signs, mobile signs, poster signs and A-frame signs on the entire property, except that a mobile sign shall be permitted on the site for a period of thirty (30) days in association with a new occupancy permit; 2. That no illuminated signage be erected on the south side of any buildings; iii. That the Applicant shall erect one, 4 feet by 8 feet sign on the vacant subject property indicating the location and zoning of the residential mixed use property within twelve (12) months from the date that the said rezoning by-law is adopted by Council; and plans for the signs showing their location and design shall be submitted to Director of Planning, Property and Development for approval; and the signs shall be maintained to the satisfaction of the Director of Planning, Property and Development until such time as the land is either rezoned or developed as a commercial or residential land use; 3. That the Director of Planning, Property and Development be authorized to certify any documents in connection therewith. 4. That in the event the matter is not proceeded with expeditiously and the by-law is not passed within twenty-four (24) months after adoption of the report by Council, the matter shall be deemed to be concluded and shall not be proceeded with unless an extension of time is applied for prior to the expiry of this twenty-four (24) month period and the extension is subsequently approved by Council. 5. That the Acting City Solicitor/Manager of Legal Services be requested to prepare the necessary by-law in accordance with the above.	

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		6. That the subdivision section of the by-law shall come into force and effect upon execution by the City of Winnipeg of the Development Agreement. 7. That the zoning section of the by-law comes into force when the plan of subdivision is registered in the Winnipeg Land Titles Office and the Zoning Agreement is registered in the Winnipeg Land Titles Office by caveat against the subject lands, provided that the said effective date occurs within one year from the date the by-law is passed. 8. That the plan of subdivision shall be approved and signed by the Director of Planning, Property and Development within one year from the date the by-law is passed, failing which the matter shall be deemed to be concluded and shall not be proceeded with unless Council extends that time. 9. That the Acting City Solicitor/Manager of Legal Services be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
		DELEGATIONS	
129	Councillor Smith, Chair, and Brody Grusko, Coordinator, Winnipeg Committee for Safety		See Minute 132
130	Councillor Vandal, St. Boniface Ward		See Minute 133
		REPORTS	
131	Rezoning - Springfield Road North (McIvor Avenue / Ragsdill Road / Strongberg Drive / Clearview Drive / Bonner Avenue / John Huyda Drive) Minute 97, EKTCC, 2009 01 19 DAZ 229/2008	The Executive Policy Committee concurred in the recommendation of the East Kildonan-Transcona Community Committee and recommends to Council: 1. That The Winnipeg Zoning By-law No. 200/2006 be amended by rezoning the subject land as shown on Schedule "A" for File DAZ 229/2008 dated December 30, 2008 to an "R1 M" Residential Single-Family District and "R1-L" Residential Single-Family District. 2. That in the event the application is not proceeded with expeditiously and the by-law is not enacted within twenty-four (24) months after adoption of the report by Council, the matter shall be deemed to be concluded and shall not be proceeded with unless an extension of time is applied for prior to the expiry of this twenty-four (24) month period and the extension is subsequently approved by Council.	Council

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		3. That the Acting City Solicitor/Manager of Legal Services be requested to prepare the necessary rezoning by-law and forward same to Council for all three (3) readings. 4. That the Acting City Solicitor/Manager of Legal Services be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
132	Winnipeg Committee for Safety - 2009 Work Plan and Operating Budget GF-2.7.1	The Executive Policy Committee received as information the 2009 Work Plan and Operating Budget of the Winnipeg Committee for Safety.	Nil
133	Winnipeg World Indigenous Games Minute 149, Council, 2009 01 28 GC-8	The Executive Policy Committee recommends to Council: 1. That the January 28, 2009 Council Motion be referred to the Special Event Marketing Fund Partnership Committee for their consideration. 2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.	Council