Winnipeg

EXECUTIVE POLICY COMMITTEE
DISPOSITION OF ITEMS

APRIL 13, 2011

MEMBERS PRESENT: His Worship Mayor Katz, Chairperson
Deputy Mayor Swandel
Councillor Browaty
Councillor Fielding
Councillor Havixbeck
Councillor Steeves
Councillor Vandal

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

EXECUTIVE POLICY COMMITTEE
APRIL 13, 2011
DISPOSITION OF ITEMS

Minute	Subject/File	Recommendations	Action Required
		REPORTS	
231	Subdivision and Rezoning – 990 and 994 John Bruce Road File DASZ 30/2010	The Executive Policy Committee concurred in the recommendation of the Riel Community Committee and recommends to Council: 1. That the plan of subdivision proposed under File DASZ 30/2010 be approved for preparation as a plan of subdivision by a Manitoba Land Surveyor in accordance with Schedule "A" for File DASZ 30/2010 dated February 25, 2011, 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 Servicing Agreement with the City containing all the conditions outlined in Schedule "B" the report of the Administrative Coordinating Group dated March 3, 2011. 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 30/2010 dated February 25, 2011, to an "R1-L" Residential Single-Family 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 if a building permit is issued for Proposed Lot 7, said dwelling unit shall be sited in such a manner that its easternmost wall will be within fifty feet (50') of the west property line of said lot, and the front wall of said dwelling unit shall be constructed within thirty-five feet (35) of either John Bruce Road East or Tascona Road. 3. That in lieu of the requirement for land dedication, a sum of money, calculated as ten percent (10%) of the increase in market value of the land and the creation of additional lots, be paid to the City for the purchase of land for purposes of the City other than streets.	Council

EXECUTIVE POLICY COMMITTEE
APRIL 13, 2011
DISPOSITION OF ITEMS

Minute	Subject/File	Recommendations	Action Required
		4. That the Director of Planning, Property and Development be authorized to certify any documents in connection therewith. 5. That in the event the matter is not proceeded with expeditiously and the by-law is not passed within two (2) years 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 the two (2) year period and Council approves the extension. 6. That the Director of Legal Services and City Solicitor be requested to prepare the necessary by-law in accordance with the above. 7. That the subdivision section of the by-law shall come into force and effect upon execution by the City of Winnipeg of the Servicing Agreement. 8. That the zoning section of the by-law shall come into force and effect 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 (1) year from the date the by-law is passed. 9. That the plan of subdivision shall be approved and signed by the Director of Planning, Property and Development within one (1) 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 an extension of time is applied for prior to the expiry of the one-year period and Council approves the extension.	

EXECUTIVE POLICY COMMITTEE
APRIL 13, 2011
DISPOSITION OF ITEMS

Minute	Subject/File	Recommendations	Action Required
		10. That in the event the Zoning Agreement/Servicing Agreement is not registered in the Winnipeg Land Titles Office by caveat against the subject lands within twelve (12) months after the adoption of the by-law, 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 twelve (12) month period and the extension is subsequently approved by Council. 11. That the Director of Legal Services and City Solicitor be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
232	Subdivision and Rezoning – 760 and 770 Knowles Avenue File DASZ 36/2010	The Executive Policy Committee concurred in the recommendation of the East Kildonan-Transcona Community Committee and recommends to Council: 1. That the plan of subdivision proposed under File DASZ 36/2010 be approved for preparation as a plan of subdivision by a Manitoba Land Surveyor in accordance with Schedule "A" for File DASZ 36/2010 dated January 27, 2011, with such minor changes as may be required, and for registration in the Winnipeg Land Titles Office subject to the following: A. That the Developer be required to enter into a Servicing Agreement with the City containing all the conditions outlined in Schedule B, the report of the Administrative Coordinating Group dated January 25, 2011. 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 36/2010 dated January 27, 2011, to R1-L Residential Single-Family District – Large. 3. That the Director of Planning, Property and Development be authorized to certify any documents in connection therewith.	Council

Minute	Subject/File	Recommendations	Action Required
		4. 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. 5. That the Director of Legal Services and City Solicitor be requested to prepare the necessary by-law in accordance with the above. 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 shall come into force and effect when the Plan of Subdivision has been registered in the Winnipeg Land Titles Office. 8. That the Plan of Subdivision shall be approved and signed by the Director of Planning, Property and Development within two (2) years of the date of passage of the aforementioned by-law. 9. That in the event the necessary City of Winnipeg mylar approval signatures have not been secured within twelve (12) months after adoption of the by-law, 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 twelve (12) month period and the extension is subsequently approved by Council. 10. That the Director of Legal Services and City Solicitor be requested to do all thing necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	
233	Zoning Agreement Amendment – 2095 Sinclair Street File ZAA 9/2010	The Executive Policy Committee concurred in the recommendation of the Lord Selkirk-West Kildonan Community Committee and recommends to Council: 1. That Zoning Agreement under File DAZ 204/79, approved by Council on May 16, 1979 be amended as follows:	Council

EXECUTIVE POLICY COMMITTEE
APRIL 13, 2011
DISPOSITION OF ITEMS

Minute	Subject/File	Recommendations	Action Required
		A. That Clause 2. be deleted and the following substituted therefore: 2. The land and any building or structure thereon shall not be used for, and no building or structure erected, altered or enlarged on the land for any use except: i. Single Family Detached dwellings on the land. ii. A religious institution on Lots one and Two, Block One, in accordance with and pursuant to Variance Order no. DAV 04/80, dated February 14, 1980, issued by the Lord Selkirk – West Kildonan Community Committee. iii. A Day Care. 2. That the Director of Legal Services and City Solicitor be requested to prepare the necessary Amending Agreement to Zoning Agreement DAZ 204/79 as approved in aforesaid Recommendation 1. 3. That the Proper Officers of the City are hereby authorized to execute said Amending Agreement. 4. That the Director of Legal Services and City Solicitor be requested to do all things necessary for implementation in accordance with the terms of The City of Winnipeg Charter.	