Agenda - Council – April 27, 2011

COMMUNICATIONS

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on December 15, 2010, draft by-law to amend Zoning By-law No. 200/2006 to rezone land located at 468 St. Anne's Road in the Riel Community, which by-law may receive all three readings.
File DAZ 218/2010 (By-law No. 56/2011)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on October 28, 2009, draft by-law to approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at the southeast corner of Allegheny Drive and Dalhousie Drive in the Riel Community, which by-law may receive all three readings. File DASZ 24/2009 (By-law No. 57/2011)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on June 24, 2009, draft by-law to close part of the Public Lane (Plan 5135) at the rear of 66, 70 and 74 Ruttan Bay, which by-law may receive all three readings. File DAC 4/2009 (By-law No. 58/2011)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on March 23, 2011, draft by-law to amend the Local Improvement Regulation By-law, which by-law may receive all three readings.

Advising that the motion outlined in Item 10 of Report "A" of the Executive Policy Committee dated March 16, 2011, referred to "all future development agreements", the amending by-law does not use that term and refers instead to agreements related to approval of a plan of subdivision. The latter are commonly referred to as development agreements. However pursuant to Section 240 of *The City of Winnipeg Charter*, the term "development agreement" is restricted to agreements related to zoning. Upon review of the City Auditor's report, it was noted that the discussion preceding Recommendations 4 and 5, refers to development agreements (not capitalized as a defined term) and is entirely in the context of subdivisions. The Council motion for the amendment to the Local Improvement Regulation By-law is specific to Recommendation 5 of the Local Improvement Audit Report. Accordingly, it did not seem appropriate to include public works required as a condition of a development agreement related to zoning in the bylaw amendment.

The list of basic types of basic infrastructure in Council motion for the amendment to the Local Improvement Regulation By-law included "roadway pavements". In order to be consistent with the Local Improvement Regulation By-law, the amending by-law uses the term "roadway pavements and treatments" which includes in Section 6 of the Local Improvement Regulation By-law, both standard pavements and granular surface and surface treated roadways.
(By-law No. 60/2011)