Agenda – Council – November 20, 2013

Report – Standing Policy Committee on Property and Development – November 5, 2013

Item No. 8 Amendment to the Development Procedures By-law 160/2011 – Decision Time Limits

STANDING COMMITTEE RECOMMENDATION:

On November 13, 2013, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and submitted the following to Council:

1. That the Development Procedures By-law 160/2011 be amended by adding the following subsection under 'DECISION TIME LIMITS':

   The public hearing may be rescheduled beyond the third regularly scheduled meeting due to:

   "ii. c. The requirement of a Provincial environmental license for a development application being considered by Community Committee."

2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

Report – Standing Policy Committee on Property and Development – November 5, 2013

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On November 13, 2013, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On November 5, 2013, the Standing Policy Committee on Property and Development recommended that the Development Procedures By-law 160/2011 be amended by adding the following subsection under 'DECISION TIME LIMITS':

The public hearing may be rescheduled beyond the third regularly scheduled meeting due to:

"ii.c. The requirement of a Provincial environmental license for a development application being considered by Community Committee."

and forwarded the matter to the Executive Policy Committee and Council

COUNCIL DECISION:

On October 23, 2013, Council ruled automatic referral of the following motion to the Standing Policy Committee on Property and Development:

Moved by Councillor Wyatt,
Seconded by Councillor Browaty,

WHEREAS Community Committees on occasion consider development applications that require an environmental license to be issued by the Province of Manitoba:

AND WHEREAS development applications have been forwarded to Community Committees for a public hearing, before an environmental license has been approved by the Province of Manitoba:

Report – Standing Policy Committee on Property and Development – November 5, 2013

DECISION MAKING HISTORY: (continued)

COUNCIL DECISION: (continued)

AND WHEREAS it would be prudent for an environmental license, including the potential for a Clean Environment Commission (CEC) Public Hearing, to be considered prior to Community Committee consideration of a development application:

AND WHEREAS the Development Procedures By-law 160/2011 stipulates that a Community Committee must "make a decision regarding the development applications(s)…by the third regularly CEC Public Hearing, to be first obtained by the applicant:

THEREFORE BE IT RESOLVED that the Development Procedures By-law 160/2011 be amended by adding the following subsection under 'DECISION TIME LIMITS'

The public hearing may be rescheduled beyond the third regularly scheduled meeting due to:

"ii. c. the requirement of a Provincial environmental license for a development application being considered by Community Committee.