Agenda – Council – July 13, 2016

Report – Standing Policy Committee on Property and Development, Heritage and Downtown Development – July 5, 2016

Item No. 14 Amendments to the Historical Resources By-law

STANDING COMMITTEE RECOMMENDATION:

On July 6, 2016, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development, Heritage and Downtown Development and submitted the following to Council:

1. That a By-law to amend the Historical Resources By-law No. 55/2014 (a draft of which is attached as Schedule 'A') to extend the timeframe for review by the Historical Buildings and Resources Committee from 36 months to 72 months with respect to certain existing nominated resources and which creates new a 12 month timeframe for review by the Historical Buildings and Resources Committee with respect to all other nominated resources, be enacted.

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, Heritage and Downtown Development – July 5, 2016

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On July 6, 2016, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development, Heritage and Downtown Development and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On July 5, 2016, the Standing Policy Committee on Property and Development, Heritage and Downtown Development concurred in the recommendation of the Winnipeg Public Service and submitted the matter to the Executive Policy Committee and Council.

ADMINISTRATIVE REPORT

Title: Amendments to the Historical Resources By-law – Revisions to Timeframes for HBRC Review of Nominated Resources

Critical Path: Standing Policy Committee on Property & Development, Heritage, and Downtown Development – EPC – Council

AUTHORIZATION

Author	Department Head	CFO	CAO/COO
K. McKim	J. Kiernan	n/a	M. Jack COO

RECOMMENDATIONS

1. That Council enact a By-law to amend the Historical Resources By-law No. 55/2014 (a draft of which is attached as Schedule 'A') to extend the timeframe for review by the Historical Buildings and Resources Committee from 36 months to 72 months with respect to certain existing nominated resources and which creates new a 12 month timeframe for review by the Historical Buildings and Resources Committee with respect to all other nominated resources.
2. That the proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

REASON FOR THE REPORT

Council, at its meeting held on May 27, 2014, passed the Historical Resources By-law No. 55/2014, which became effective on June 1, 2014. Since the By-law was enacted and put into practice, the Public Service has identified some sections that require amending in order to extend the protection of nominated resources and to improve process.

EXECUTIVE SUMMARY

Since the Historical Resources By-law No. 55/2014 (the "By-law") was enacted on June 1, 2014, the Public Service has identified time-frame issues with the By-law. As such, the Public Service recommends that the By-law be amended as follows in order to extend the protection of certain existing nominated resources and to improve process:

- the timeframe for the Historical Buildings and Resources Committee (the "HBRC") to review and make recommendations on nominated resources (from the former Inventory of Buildings) be increased from 36 to 72 months in order to allow for sufficient time for the HBRC to review the resources and to ensure that nominated resources will remain protected from demolition until the HBRC makes a recommendation on heritage status;
- a 12 month timeframe for the HBRC to review and make recommendations on owner-initiated nominated resources be established in order to improve customer service; and
- a 12 month timeframe for the HBRC to review and make recommendations on Director-initiated nominated resources be established.

IMPLICATIONS OF THE RECOMMENDATIONS

The Historical Resources By-law No. 55/2014 (the "By-law") will be amended as follows:

1. Section 12(1) *Review of nomination by the Historical Buildings and Resources Committee ("HBRC")* of the By-law will be amended so that the length of time within which the HBRC must hold a meeting to review and make recommendations concerning a nominated resource that was deemed to be nominated upon the enactment of the Historical Resources By-law, as per section 8(4), shall be extended from 36 months to 72 months from the date on which the By-law was enacted, namely June 1, 2014; and

2. Section 12(1) *Review of nomination by HBRC* of the By-law will be amended so that the length of time within which the HBRC must hold a meeting to review and make recommendations concerning an owner-initiated or a Director-initiated nominated resource as per section 8(1), shall be set at 12 months from the date that the resource is deemed to be nominated.

HISTORY

Background

On June 1, 2014, Council enacted the Historical Resources By-law No. 55/2014 (the "By-law"), which replaced the former Historical Buildings By-law No. 1474/77. The By-law introduced a list of buildings that were *nominated* to be added to the List of Historical Resources (the "Nominated List"). All buildings that were on the Inventory of Buildings under the former Historical Buildings By-law were added to this Nominated List. Resources that are nominated to be added to the List of Historical Resources are protected from demolition. Resources that have no heritage status are not protected from demolition and alterations.

The Public Service has identified sections of the By-law that require amending in order to extend the protection of certain existing nominated resources and to improve process.

Extension of time to review nominated resources from the former Inventory of Buildings

When the By-law was enacted, the Nominated List based on the former Inventory of Buildings included 132 nominated resources. Section 12(1) of the By-law requires that the HBRC review and make recommendations with respect to a nominated resource within 36 months of its nomination. For the 132 resources currently on the Nominated List based on the former Inventory of Buildings, the existing deadline for review and recommendation by the HBRC is June 1, 2017.

Since enactment, and as of June 1, 2016, the HBRC along with the Public Service have toured 73 of these nominated resources, and the HBRC has made recommendations on 28. The HBRC is a committee composed of volunteers and members of other levels of government, and in addition to evaluating nominated resources, members are tasked with other duties as assigned by the Historical Resources By-law. These other duties include: design review for heritage resources, preparation of heritage conservation guidelines, promotion of public understanding of heritage conservation, etc.

The Public Service along with the HBRC tour approximately 1-4 nominated resources per month. Based on these statistics and on the current demands of the HBRC, the Public Service anticipates that the heritage unit along with the HBRC will not meet the 36 month deadline that was set out by the By-law to review and make recommendations on nominated resources. Failure to meet this deadline will result in the loss of nominated status and, consequently, the loss of protection from demolition that the By-law affords to nominated resources.

An extension of time will provide continued protection from demolition for nominated resources that are still awaiting heritage status determination and will provide a more feasible deadline for the HBRC. Therefore, the Public Service recommends that the timeframe for the HBRC to review and make recommendations on nominated resources which were deemed to be nominated by section 8(4) of the By-law be extended from 36 to 72 months from the date the By-law was enacted, which would extend the deadline for review and recommendation by the HBRC to June 1, 2020.

New timeframe to review owner- or director-initiated nominated resources

The By-law introduced a process for owner-initiated nominated resources and for director-initiated nominations, and provided the same 36 month timeframe for the HBRC to review and make recommendations with respect to heritage status. In order to improve customer service for owners who initiate heritage review on their own buildings, the Public Service recommends that a new 12 month deadline be introduced for the HBRC to hold a meeting to review and make recommendations on owner-initiated, as well as Director-initiated, nominated resources.

FINANCIAL IMPACT

Financial Impact Statement

Date: 30/05/2016

Project Name:

Amendments to the Historical Resources By-law - Revisions to Timeframes for HBRC Review of Nominated Resources

COMMENTS:

There are no financial implications associated with these recommendations.

"Original Signed By"
Mike McGinn, CA
Manager of Finance

CONSULTATION

In preparing this report there was consultation with:

- City of Winnipeg Historical Buildings and Resources Committee
- Legal Services

OURWINNIPEG POLICY ALIGNMENT

The recommendation to enact a new Historical Resources By-law which imposes maintenance obligations aligns with policies under OurWinnipeg Section 02 A Sustainable City, 02-3 Heritage:

Winnipeg has a rich and complex history. Our heritage resources are inseparably tied to our culture, identity, cultural perspective, collective consciousness and sense of place. In Winnipeg, heritage resources support and are represented by a distinct mix of cultures, ideas and values. This facet of our identity provides us with variety in neighbourhood design and architecture, expresses various social values, and provides an invaluable legacy of resources that are distinctly our own.

The conservation and reuse of existing buildings can also align with numerous sustainability objectives such as waste minimization, natural resource protection and compact urban form.

Direction 1: Plan for Heritage Conservation

- *Strive to eliminate disincentives to conservation*

Direction 2: Conserve, protect and celebrate the significant heritage resources that illustrate the broad range of Winnipeg's heritage values.

- *Recognize the importance of a broad range of tangible heritage resources throughout the city that illustrate a unique sense of place and community pride.*
- *Identify, designate, and protect the City's most significant heritage resources.*

Direction 3: Provide leadership in heritage conservation that links to broader civic goals of economic development, sustainability, and neighbourhood planning.

- *Link heritage conservation to sustainable development initiatives, including economic, environmental, and social initiatives*
- *Develop heritage stewardship policies that will allow the City to act as a leader in heritage conservation initiatives.*
- *Engage the community in developing long-term heritage resource stewardship strategies.*

Direction 4: Conserve downtown's rich legacy of heritage resources that provide significant and sustainable development opportunities.

Direction 5: Enhance the viability of the Exchange District National Historic Site.

Direction 6: Plan for the sustainable development of healthy neighbourhoods based on their particular historic identity and character.

- *Encourage the sustainable reuse of existing building stock and historic infrastructure.*

SUBMITTED BY

Department:	Planning, Property and Development
Division:	Urban Design
Prepared by:	Rina Ricci
Date:	May 30, 2016
File No.:	O:\Reports Directive\Planning and Land Use\Heritage\2015 Reports\Amendments to the Historical Resources By-law - Revisions to Timeframes for HBRC Review of Nominated Resources.doc

List of Schedules and Attachments

1. Schedule “A” – draft amending By-law
2. Appendix “A” – List of Nominated Resources from former Inventory of Buildings

Schedule "A" – draft amending By-law

THE CITY OF WINNIPEG

BY-LAW NO. /2016

A By-law of THE CITY OF WINNIPEG to amend the Historical Resources By-law

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

Historical Resources By-law amended

1 The Historical Resources By-law No. 55/2014 is amended by this By-law.

Subsection 12(1) replaced

2 Subsection 12(1) is replaced with the following:

12(1) Subject to this section, the Historical Buildings and Resources Committee must hold a meeting to review and make recommendations concerning a nominated resource:

(a) with respect to all resources deemed to have been nominated pursuant to subsection 8(4), within 72 months following the coming into force of this By-law; and

(b) with respect to all owner-initiated nominations pursuant to section 9 or director-initiated nominations pursuant to section 10, within 12 months following the date the resource is nominated.

DONE AND PASSED, this day of , 2016.

_____
Mayor

_____
City Clerk

Approved as to content:

_____
Director of Planning, Property and Development

Approved as to form:

_____
For Director of Legal Services and City Solicitor

Appendix "A" – List of Nominated Resources from former Inventory of Buildings

CITY OF WINNIPEG
HISTORICAL BUILDINGS & RESOURCES COMMITTEE

ORIGINAL NOMINATED LIST (JUNE 1, 2014)
WITH UPDATED HERITAGE STATUS (June 1, 2016)

This document is an office consolidation of the Nominated List prepared pursuant to the Historical Buildings & Resources By-law No. 55/2014 which has been prepared for the convenience of the user. The City of Winnipeg expressly disclaims any responsibility for errors or omissions.

HISTORICAL BUILDINGS & RESOURCES BY-LAW NO. 55/2014 -
8(4) All buildings on the Inventory on the date this By-law comes into effect are deemed to have been nominated on the date this By-law comes into force and the nomination is deemed to include all elements of the building

	ADDRESS	NAME	DATE BUILT	TOURED	HBRC REVIEW
1.	ADELAIDE ST., 52	Douglas and Company Building	1910		
2.	ALBERT ST., 58	Lozo Locksmith	1921	Y	
3.	ALBERT ST., 98	Reliable Service Station	1901	Y	
4.	ALEXANDER AVE., 90	W.J. Guest Fish Company Warehouse	1905		
5.	ANDERSON AVE., 135	St. John's Cathedral	1926		
6.	ANNABELLA ST., 90	J.R. Watkins Company Warehouse	1914		
7.	ARTHUR ST., 88	Anne Building	1901	Y	Y
8.	BANNATYNE AVE., 750	University of Manitoba Faculty of Medicine	1905		
9.	BERRY ST., 200	St. James Fire Hall	1912	Y	Y
10.	BROADWAY, 194	Manitoba Club	1904		
11.	BROADWAY, 333	Monarch Life Building	1960		
12.	BROADWAY, 521	All Saints Anglican Church	1926		
13.	BURROWS AVE., 405	Provincial Telephone Exchange Building	1910		
14.	CHANCELLORS CIRCLE, 66	University of Manitoba Administration Building			
15.	CHURCH AVE., 259	St. Andrew's College	1912		
16.	DAFOE RD., 83	Russell Building University of Manitoba (Architecture)	1959		
17.	DE LA CATHEDRALE, AVE., 151	Archbishop's Residence	1864		
18.	DE LA CATHEDRALE, AVE., 200	St. Boniface College	1911		
19.	DONALD ST., 335	Masonic Temple	1895		
20.	DONALD ST., 370	Bell Block	1905	Y	
21.	DONALD ST., 374	Aldous Building Annex	1905	Y	Y
22.	DONALD ST., 376	Aldous Building	1905	Y	Y

	ADDRESS	NAME	DATE BUILT	TOURED	HBRC REVIEW
23.	DONALD ST., 388	Phoenix Block	1910	Y	Y
24.	EDMONTON ST., 400	Knox United (Presbyterian) Church	1914		
25.	FORT ST., 308	Vendome Hotel	1900	Y	
26.	GALT ST., 130	T. Eaton Company Warehouse	1927		
27.	GARRY ST., 115	Hudson's Bay Company Warehouse	1903		
28.	GARRY ST., 287	Garrick Hotel	1907	Y	
29.	GERTRUDE ST., 549	Trinity Baptist Church	1909		
30.	HARGRAVE ST., 448	Clark Brothers Warehouse	1912	Y	
31.	HARGRAVE ST., 474	Manitoba Telephones Building	1907	Y	
32.	HENDERSON HWY., 0	Pillars at Henderson Hwy. and Hazel Dell Ave.	Ca.1936	Y	
33.	HENDERSON HWY.,0	Pillars at Henderson Hwy. and Helmsdale Ave.	1928	Y	
34.	JAMES AVE., 110	Ryan Brothers Building	1910	Y	
35.	JAMES AVE., 128	De Laval Company Warehouse	1912	Y	Y
36.	JAMES AVE., 130	Burrows, Stewart and Milne Company Warehouse (Victor Fox Foods)	1910	Y	
37.	JAMES AVE., 132	Richards and Brown Warehouse (Victor Fox Foods)	1911	Y	
38.	KING ST., 124	Carruthers Building	1916	Y	
39.	LOMBARD AVE., 80	Union Shoe and Leather Company Building (Black Building)	1896		
40.	LOMBARD AVE., 93	Crane - Ordway Building (Lombard Building)	1906	Y	
41.	LOMBARD AVE., 185	Great West Life Annex Building	1900		
42.	MAIN ST., 0	Main ST., Bridge - Tyndall Stone Portion	1931	Y	
43.	MAIN ST., 214	Winnipeg Hotel	1873	Y	Y
44.	MAIN ST., 226	MacDonald Block (Commercial Hotel)	1873	Y	Y
45.	MAIN ST., 232	Fortune Block	1882	Y	Y
46.	MAIN ST., 423	Wheat Pool Building (Canadian Wheat Board)	1928	Y	Y
47.	MAIN ST., 474	Duffin Block (Birt's Saddlery)	1881	Y	
48.	MAIN ST., 480	Ashdown's Store Annex	1951	Y	
49.	MAIN ST., 554	McLaren Hotel	1910		
50.	MAIN ST., 586	Maycock Block	1885	Y	
51.	MAIN ST., 594	Allman Block	1904	Y	Y

	ADDRESS	NAME	DATE BUILT	TOURED	HBRC REVIEW
52.	MAIN ST., 598	Guest Block	1902	Y	
53.	MAIN ST., 600	McKerchar Block	1902	Y	
54.	MAIN ST., 607	Mindell Block	1925		
55.	MAIN ST., 611	Corbett Block	1901	Y	Y
56.	MAIN ST., 661	Calder (Kaplan) Building	1912	Y	
57.	MAIN ST., 662	Bell Hotel	1906	Y	Y
58.	MAIN ST., 782	International Harvester Building	1904		
59.	MAIN ST., 1175	Holy Trinity Ukrainian Orthodox Cathedral	1949		
60.	MAIN ST., 2373	Kildonan School (Nisbet Hall)	1865		
61.	MARKET AVE., 133	A. MacDonald Company Warehouse	1910	Y	
62.	MARKET AVE., 139	Steele Briggs Building (Athletes Wear Building)	1912	Y	
63.	MARKET AVE., 145	Stanley Brock Building (Athletes Wear Building)	1916	Y	
64.	MCDERMOT AVE., 216	Leckie Building	1900		
65.	MCDERMOT AVE., 222	Silvester-Willson Building	1904	Y	
66.	MCDERMOT AVE., 317	Miller, Morse and Company Building	1904	Y	
67.	MCGREGOR ST., 115	Sts. Vladimir & Olga Ukrainian Catholic Church & Parish Hall	1948		
68.	NASSAU ST. N., 130	St. Luke's Anglican Church	1904		
69.	NOTRE DAME AVE., 216	Oxford Hotel	1905		
70.	NOTRE DAME AVE., 224	Argyle Block	1908	Y	Y
71.	NOTRE DAME AVE., 245	Christie Building	1906	Y	
72.	OSBORNE ST., 100	Osborne-River Block (McKim Courtyard)	1909		
73.	OSBORNE ST., 265	Hydro Substation (General Council of Winnipeg Community Centres)	1947	Y	Y
74.	OSBORNE ST., 524	Fire Hall (Ambulance Station No.10)	1913	Y	Y
75.	PACIFIC AVE., 209	Johnstone Block	1910		
76.	PIONEER AVE., 149	Scott-Bathgate Building	1905		
77.	POLSON AVE., 111	Luxton School	1907		
78.	PORTAGE AVE., 0	Pillars at Duffield St. (Deer Lodge Place Subdivision)	1911	Y	
79.	PORTAGE AVE., 0	Pillars at Moorgate St. (Deer Lodge Place Subdivision)	Ca.1912	Y	
80.	PORTAGE AVE., 0	Pillars at Overdale St. (Oakdale Park Subdivision)	1911	Y	
81.	PORTAGE AVE., 0	Gate Woodhaven Blvd. (Woodhaven Subdivision)	1960	Y	

	ADDRESS	NAME	DATE BUILT	TOURED	HBRC REVIEW
82.	PORTAGE AVE., 0	Pillar at Country Club Blvd. (St. Charles Country Club)	c.1912	Y	
83.	PORTAGE AVE., 138	Keewayden Block (Jacob Crawley Building)	1909		
84.	PORTAGE AVE., 166	Manitoba Telephone Building	1930		
85.	PORTAGE AVE., 283	Sterling Bank Building	1911		
86.	PORTAGE AVE., 294	Somerset Building	1906		
87.	PORTAGE AVE., 410	Bradburn Block	1922		
88.	PORTAGE AVE., 424	Singer Sewing Machine Building (Cristall Opticians Building)	1930		
89.	PORTAGE AVE., 428	Power Building	1928	Y	
90.	PORTAGE AVE., 450	Hudson Bay Store	1926		
91.	PORTAGE AVE., 639	Monte Cassino Court (Nat/Com Building)	1910	Y	
92.	PORTAGE AVE., 3180	Assiniboia Municipal Hall (St. James-Assiniboia Museum)	1912	Y	
93.	PRINCESS ST., 54	Store (Del Block)	1905	Y	Y
94.	PRINCESS ST., 55	Winnipeg Hydro Showroom (City of Winnipeg Signals Division)	1919		
95.	PRINCESS ST., 62	Del Block (Canadian Goodwill Industries Block)	1904	Y	Y
96.	PRINCESS ST., 70	Bole Drug Building (Goodwill Building)	1903	Y	Y
97.	PRINCESS ST., 85	Hallmark (Happy Garden) Restaurant	1959	Y	
98.	PRINCESS ST., 87	Kilgour-Rimer Block and Canada Rubber Building	1901	Y	
99.	PRINCESS ST., 103	Galt Block	1887	Y	
100.	PRINCESS ST., 188	Carnfac Block	1901	Y	Y
101.	PRINCESS ST., 200	Toronto Hide and Wool Company Building	1893	Y	
102.	PRINCESS ST., 208	McLaughlan Motor Car Co. Building	1902	Y	
103.	PRINCESS ST., 216	Thomas Scott Memorial Orange Hall	1902	Y	
104.	PRINCESS ST., 238	Cockshutt Plow Company Building (J. Werier and Company Building)	1902		
105.	PRINCESS ST., 300	Canadian Fairbanks - Morse Company Warehouse (Massey-Harris Warehouse)	1911	Y	Y
106.	ROSLYN RD., 1	Locarno Apartments	1929		
107.	ROSLYN RD., 80	Rossmore Apartments	1929		
108.	ROSLYN RD., 100	Blackstone Apartments	1927		
109.	ROSLYN RD., 218	W.P. Moss (M. Kantor) House	1901		
110.	ROSS AVE., 306	Leadley Building (Bill Worb Furs)	1905		

	ADDRESS	NAME	DATE BUILT	TOURED	HBRC REVIEW
111.	ROSS AVE., 311	Paulin-Chambers Building	1904		
112.	SARGENT AVE., 845	Fire Hall No.10 (Fire Station No.5)	1910	Y	Y
113.	SELKIRK AVE., 541	Steiman Block (Merchants Hotel)	1913	Y	Y
114.	ST MARY AVE., 333	Eaton's Mail Order Building (Eaton Place; City Place)	1916		
115.	ST MARY AVE., 353	St. Mary's Cathedral	1896		
116.	ST MARY AVE., 425	Winnipeg Clinic	1942		
117.	ST MARY'S RD., 0	Pillars at West Fernwood Ave. (West Fernwood Subdivision)	1926	Y	
118.	ST MARY'S RD., 40	Buena Vista Apartments	1928		
119.	STAFFORD ST., 161	Grosvenor Court	1909		
120.	STRADBROOK AVE., 464	Bank of Montreal (The Happy Cooker)	1905		
121.	TACHE AVE., 866	St. Boniface Surge Tank	1918	Y	
122.	TUXEDO AVE., 139	Manitoba Agricultural College (Fort Osborne Barracks) Administration Building	1905-1906		
123.	TUXEDO AVE., 139	Manitoba Agricultural College (Fort Osborne Barracks) Main Gates (Tuxedo AVE.,)	1905		
124.	TUXEDO AVE., 139	Manitoba Agricultural College (Fort Osborne Barracks) Powerhouse	1921		
125.	TYLEHURST ST., 525	St. James Anglican Church and Cemetery	1853		
126.	WELLINGTON CRES., 550	St. Mary's Academy	1902		
127.	WEST FERNWOOD AVE., 0	Pillars West of St. Mary's Road (West Fernwood Subdivision)	Ca. 1928	Y	
128.	WILLIAM AVE., 280	Maw Block	1907	Y	Y
129.	WILLIAM AVE., 284	Winnipeg Saddlery Block	1903	Y	Y
130.	WILLIAM AVE., 288	Store/Offices (Gordon Footwear Building)	1947	Y	
131.	WILLIAM AVE., 315	Tees and Persse Warehouse (Red River College)	1905	Y	Y
132.	WILLIAM AVE., 339	Lauzon Block (Winnipeg Trading Post Building)	1905	Y	Y
133.	WILLIAM AVE., 1466	Fire Hall No.9 (Fire Hall No.3)	1909	Y	Y
		TOTALS		73	28