Agenda – Council – September 28, 2016

COMMUNICATIONS

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on April 27, 2016, draft by-law to amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 419/421 Arnold Street, in the City Centre Community, which by-law may receive all three readings.
File DAZ 201/2016 (By-law No. 96/2016)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on April 27, 2016, draft by-law to amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 249 to 263 Bell Avenue in the City Centre Community, which by-law may receive all three readings.
File DAZ 200/2016 (By-law No. 97/2016)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on April 27, 2016, draft by-law to approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 1274 to 1288 and 1310 Archibald Street in the Riel Community, which by-law may receive all three readings. File DASZ 1/2016 (By-law No. 98/2016)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on May 18, 2016, draft by-law to approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at Prairie Crocus Drive and Golden Boy Lane in the East Kildonan-Transcona Community, which by-law may receive all three readings.
File DASZ 8/2016 (By-law No. 99/2016)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on February 24, 2016, draft by-law to approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 1476 Portage Avenue and 7 Empress Street East in the Assiniboia Community Committee, which by-law may receive all three readings.
File DASZ 28/2015 (By-law No. 100/2016)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on April 27, 2016, draft by-law to open Mazenod Road, Ray Marius Road and Black Diamond Boulevard, which by-law may receive all three readings. File DAO 10/2015 (By-law No. 101/2016)

Communications (continued):

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on May 18, 2016, draft by-law to open Markham Road, University Crescent and Bohemier Trail – Bus Rapid Transit Phase 2, which by-law may receive all three readings. File DAO 4/2015 (By-law No. 102/2016)

From the Director of Legal Services and City Solicitor,

Submitting as instructed by Council on March 25, 2015, draft by-law to approve a plan of subdivision and amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 1060 Chevrier Boulevard in the City Centre Community, which by-law may receive all three readings. File DASZ 34/2014 (By-law No. 103/2016)

From the Director of Legal Services and City Solicitor,

Submitting communication advising that on February 26, 2014, Council approved the administrative report for the closing of parts of Ravelston Avenue West processed under application DAC 13/2013. Council subsequently passed By-law 90/2016 for the street closing on July 15, 2016. The closing is to be incorporated into the subdivision and rezoning of the adjoining City property processed under application DASZ 39/2013. As indicated, the projection of Bienvenu Street is to be opened within the new subdivision boundary, connecting to Transcona Boulevard. This will create the rather awkward scenario where the street is designated as "Bienvenu" on either side of "Ravelston Avenue West" remaining open. (By-law No. 104/2016)

From the Director of Legal Services and City Solicitor,

Submitting communication dated September 15, 2016, advising that Council on May 18, 2016, passed By-law No. 59/2016, to allow enforcement of City by-laws under The Municipal By-law Enforcement Act. Submitting draft by-law to amend Schedule A to the Municipal By-law Enforcement Act (MBEA) Enabling By-law.

Further advising that the amending by-law, which may receive all three readings, corrects several technical problems with the table that forms part of the Schedule:

- the current reference to s. 18 of the by-law, which the table identifies as prohibiting parking on the wrong side of the roadway has been removed since there is no such prohibition in the by-law
- the current reference to s. 26 of the By-law, which the table identifies as parking or storing a vehicle on private property, contrary to a Rule in the by-law, has been moved to the penultimate row in the table. This was moved as the offences associated with parking or storing a vehicle on provate property are in fact located in Part 4 of the by-law

Communications (continued):

- a number of section numbers in the table had to be renumbered as they did not correspond to the prohibitions which which they were identified. This problem was largely corrected with the removal of s. 18 and relocationof s. 26 and the renumbering of the subsequent section numbers in the table
- references to clauses (a) and (b) have been inserted in the row referencing section 18 to more specifically identify the relevant provision
- the references to subsection (1) in the references to sections 21 and 28 in the table have been removed since there are no subsections in those provisions.

Further advising that none of the changes alter the by-law substantively and are considered technical in nature. (By-law No. 109/2016)

From the Director of Legal Services and City Solicitor,

Submitting communication dated September 16, 2016, advising that an amending by-law which will update the Schedule of Reduced Speed School Zones in the Reduced-Speed School Zones By-law No. 76/2014 is submitted for all three readings.

Further advising that pursuant to the criteria recommended in Item No. 8 of the Report of the Standing Policy Committee on Infrastructure Renewal and Public Works dated June 3, 2014, that the following criteria for reduced-speed limits in school zones, be adopted as policy:

1. That the following criteria for reduced-speed limits in school zones, be adopted as a policy:
    - A. The street must not be a Regional Street (i.e. listed in Schedule E of the Streets By-law);
    - B. The street layout must be able to accommodate the signs and sign spacing as required by the Reduced-Speed School Zones Regulation, Manitoba Regulation 136/2013;
    - C. The school for which the reduced speed limit is being proposed must include Grade 6 or lower.

Communications (continued):

The enclosed By-law will amend reduced-speed school zones for the following schools:

Pembina Trails School Division	École Saint-Avila	633 Patricia Avenue	Patricia Avenue	Eastbound	150m West of the West Property Line of École Saint-Avila	120m East of the East Property Line of Leach Street
Pembina Trails School Division	École Saint-Avila	633 Patricia Avenue	Patricia Avenue	Westbound	120m East of the East Property Line of Leach Street	150m West of the West Property Line of École Saint-Avila
St. James-Assiniboia School Division	École Bannatyne	363 Thompson Drive	Wallasey Street	Northbound	70m South of South Property Line of Lodge Avenue	75m North of North Property Line of Bruce Avenue
St. James-Assiniboia School Division	École Bannatyne	363 Thompson Drive	Wallasey Street	Southbound	75m North of North Property Line of Bruce Avenue	76m South of South Property Line of Lodge Avenue
Seven Oaks School Division	École Rivière-Rouge	55 Swinford Way	Swinford Way	Northbound	130m South of the South Property Line of École Rivière-Rouge	14m North of the North Property Line of École Rivière-Rouge
Seven Oaks School Division	École Rivière-Rouge	55 Swinford Way	Swinford Way	Southbound	14m North of the North Property Line of École Rivière-Rouge	130m South of the South Property Line of École Rivière-Rouge
Seven Oaks School Division	École Rivière-Rouge	55 Swinford Way	Donan Street	Northbound	29m North of the North Property Line of Murray Avenue	15m South of the South Property Line of Park Manor Boulevard
Seven Oaks School Division	École Rivière-Rouge	55 Swinford Way	Donan Street	Southbound	15m South of the South Property Line of Park Manor Boulevard	29m North of the North Property Line of Murray Avenue
Seven Oaks School Division	École Rivière-Rouge	55 Swinford Way	Woodbine Avenue	Eastbound	22m East of the West Terminus of Woodbine Avenue	28m West of the West Property Line of Donan Street
Seven Oaks School Division	École Rivière-Rouge	55 Swinford Way	Woodbine Avenue	Westbound	28m West of the West Property Line of Donan Street	22m East of the West Terminus of Woodbine Avenue
Seven Oaks School Division	École Rivière-Rouge	55 Swinford Way	Murray Avenue	Eastbound	17m East of the East Property Line of Endcliffe Place	17m West of the West Property Line of Donan Street
Seven Oaks School Division	École Rivière-Rouge	55 Swinford Way	Murray Avenue	Westbound	17m West of the West Property Line of Donan Street	17m East of the East Property Line of Endcliffe Place

Communications (continued):

This By-law is to be provided directly to Council by way of Communication pursuant to Item No. 4 of the Report of the Executive Policy Committee Dated July 16, 2014 which recommended, among other things, as follows:

"2. The Director of Legal Services and City Solicitor be authorized to bring forward directly to Council by way of a communication and without the need for review by any Standing Policy Committee or Executive Policy Committee any proposed additions, subtractions or other modifications or changes to the reduced-speed school zones created by the Reduced-Speed School Zones By-law which are made possible by changes to the Reduced-Speed School Zone Regulation, Manitoba Regulation136/2013 or for other reasons;"

Legal Services considers that all of the changes incorporated in this by-law are captured by the motion adopted by Council on July 16th, 2014. (By-law No. 111/2016)

From the Director of Legal Services and City Solicitor,

Submitting communication dated September 16, 2016, advising that on November 25, 2015, Council passed By-law No. 113/2015 which made amendments to various by-laws to reflect the changes to the organizational and jurisdictional structure of the Standing Policy Committees of Council.

Further advising that the Lot Grading By-law No. 7294/98 was not amended to reflect the changes in jurisdiction, and as such this by-law still erroneously lists the Standing Policy Committee on Infrastructure Renewal and Public Works as the hearing body for appeals from decisions made under that by-law. The correct Standing Policy Committee is the Standing Policy Committee on Water and Waste, Riverbank Management and the Environment. Legal Services considers this amendment to be technical in nature. Submitting amending by-law, which by-law may receive all three readings, to amend the Lot Grading By-law to correct the hearing body for appeals. (By-law No. 116/2016)