Agenda – Council – April 28, 2022

Report – Executive Policy Committee – April 20, 2022

Item No. 19 OurWinnipeg 2045 – Provincial Conditions of Approval

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On April 20, 2022, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the following to Council:

1. That the Public Service recommendations in the "OurWinnipeg 2045 Recommended Edits for Third Reading" column in Appendix C – OurWinnipeg 2045 Edits Comparison Table be adopted.

2. That the Council disposition of this report be forwarded to the Minister of Municipal Relations, Government of Manitoba for review and final approval that the OurWinnipeg 2045 conditions outlined in Appendix B have been met.

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

Report – Executive Policy Committee – April 20, 2022

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On April 20, 2022, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the matter to Council.

ADMINISTRATIVE REPORT

Title: OurWinnipeg 2045 – Provincial Conditions of Approval

Critical Path: Executive Policy Committee – Council

AUTHORIZATION

Author	Department Head	CFO	CAO
J. Veitch	M. Pittet (Acting)	N/A	M. Jack

EXECUTIVE SUMMARY

OurWinnipeg 2045 By-law 120/2020 achieved Council second reading on July 22, 2021 (Appendix A – Second Reading OurWinnipeg 2045). Subsequently, OurWinnipeg 2045 was forwarded to the Minister of Municipal Relations (the Minister) for review per Section 228(1)(a) of the City of Winnipeg Charter (the Charter).

On January 26, 2022, the Minister approved the By-law subject to three conditions pursuant to section 229(1) of the Charter *(*Appendix B – Minister of Municipal Relations Letter*),* and offered the services of their Community Planning Branch staff (Provincial Staff) to provide any clarification required. Per the letter from the Minister, once the by-law is amended to comply with the three conditions, the Minister "…will be in a position to return the by-law, as approved, to Council, pursuant to section 229(3) of The City of Winnipeg Charter."

The City of Winnipeg Public Service (the Public Service) met with Provincial Staff on February 9, 2022 and March 11, 2022. The Province provided additional feedback on March 18, 2022 that has been incorporated into the proposed edits. These final edits to the Minister's conditions of approval for OurWinnipeg 2045 can be found in Appendix C – OurWinnipeg 2045 Edits Comparison Table.

The edits (considered as amendments) are minor in nature, seek to clarify intent, increase alignment with legislation, and address errors and omissions. They provide additional detail to materials that have previously been given second reading by Council. With the required adjustments and inclusions, subsequent policy index, numbering and other logistical updates were required in OurWinnipeg 2045 for consistency.

Provincial Staff requested the Public Service attain a Council resolution confirming endorsement of the City's proposed edits that comply with the conditions. Only the proposed OurWinnipeg 2045 amendments under Appendix C required to satisfy the Minister's three conditions of approval are under consideration, as Council has already given the By-law second reading.

RECOMMENDATIONS

1. That Council adopt the Public Service recommendations in the "OurWinnipeg 2045 Recommended Edits for Third Reading" column in Appendix C – OurWinnipeg 2045 Edits Comparison Table.

2. That the Council disposition of this report be forwarded to the Minister of Municipal Relations, Government of Manitoba for review and final approval that the OurWinnipeg 2045 conditions outlined in Appendix B have been met.

3. 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

On January 26, 2022, the Minister approved OurWinnipeg 2045 By-law 120/2020 subject to three conditions pursuant to section 229(1) of the Charter (Appendix B – Minister of Municipal Relations Letter*),* and offered Provincial Staff to assist the Public Service with any questions.

The Public Service is submitting Appendix C – OurWinnipeg 2045 Edits Comparison Table amendments to Council for endorsement to submit to the Minister.

IMPLICATIONS OF THE RECOMMENDATIONS

If the recommendations of this report are concurred in:

- City Clerks will send Council's resolution to the Minister of Municipal Relations to initiate final review and approval of the OurWinnipeg By-law.

- Upon Ministerial approval of the OurWinnipeg By-law, Council may give third reading to the OurWinnipeg By-law (Sec. 229(3) or 230(2) CWC) and submit a certified amended copy of OurWinnipeg 2045 to the Minister.

- Complete Communities Direction Strategy 2.0 By-law, File number SP 2/2020 will be updated to reflect alignment with OurWinnipeg 2045 conditions of approval edits, followed by third reading.

HISTORY/DISCUSSION

A combined public hearing occurred on May 13, 2021 at Executive Policy Committee for the OurWinnipeg 2045 and Complete Communities 2.0 by-laws.

On July 22, 2021, OurWinnipeg 2045 and Complete Communities 2.0 achieved second reading of Council (Appendix A – Second Reading OurWinnipeg 2045). On July 28, 2021, City Clerks sent a certified copy of the second reading of OurWinnipeg 2045 By-law and the Executive Policy Committee Clause adopted by Council to the Minister of Municipal Relations for review.

The Complete Communities Direction Strategy 2.0 By-law will be held in abeyance until the Minister approves, approves subject to conditions, or rejects the OurWinnipeg 2045 By-law.

On January 26, 2022, the Minister approved the By-law subject to three conditions pursuant to section 229(1) of the Charter (Appendix B – Minister of Municipal Relations Letter), and offered the services of Provincial Staff to provide any clarification required.

The three conditions included in the Minister's letter are:

1. A policy statement be added to OurWinnipeg 2045 that articulates the City's commitment to collaborate with neighbouring capital planning region municipalities in advancing a regional approach to development that promotes co-operation between area planning districts and municipalities in the delivery of services, economic development strategies and development of infrastructure in the region. The policy statement should also clearly articulate that the results of this collaboration will be reflected within the next five years as part of the next required update of the City's Development Plan pursuant to section 226(1) of The City of Winnipeg Charter.

2. A policy statement be added to OurWinnipeg 2045 that sets out the City's guiding policies on the use of secondary plans, including sequencing, whom may initiate the secondary planning processes, and overall City expectations for the content of the secondary plans.

3. No later than February 12, 2022, an airport vicinity protection area policy and map be added to OurWinnipeg 2045 that comprise of the lands established by The Airport Vicinity Protection Area Regulation (MR 66/2021) including the associated map, as well enact a Zoning By-law ensuring that development regulations and standards are consistent and compatible with that Regulation's policies and any future amendments to the regulation or associated map, should they occur. The list of mapping corrections provided by the City of Winnipeg Planning, Property and Development Department to my Department that are of a minor administrative nature be incorporated into the plan.

The proposed amendments are considered additional detail under what has already been given second reading by Council. Therefore, feedback should be limited to the proposed edits as a result of Provincial conditions of approval.

With respect to condition 3 of the Minister's letter, it should be noted that on January 27, 2022, Council enacted By-law 11/2022, bringing the OurWinnipeg Plan By-law 67/2010 and the Winnipeg Zoning By-law into compliance with the Airport Vicinity Protection Area Regulation. Therefore, the deadline of February 12, 2022 has been met and condition 3 ultimately reiterates that OurWinnipeg 2045 must also comply with the Airport Vicinity Protection Area Regulation. This was confirmed by Provincial Staff.

FINANCIAL IMPACT

Financial Impact Statement

Date: March 22, 2022

Project Name:

OurWinnipeg 2045– Provincial Conditions of Approval

COMMENTS:

There are no direct financial implications associated with this report.

Mike McGinn, Mar. 22, 2022

Mike McGinn, CPA, CA
Manager of Finance

CONSULTATION

This Report has been prepared in consultation with:

Legal Services (as to legal issues)

OURWINNIPEG POLICY ALIGNMENT

N/A

WINNIPEG CLIMATE ACTION PLAN ALIGNMENT

N/A

WINNIPEG POVERTY REDUCTION STRATEGY ALIGNMENT

N/A

SUBMITTED BY

Department: Planning, Property, and Development
Division: Urban Planning and Design
Prepared by: Laura Rempel RPP, MCIP
Date: March 22, 2022
File No: PW 1/2020

Attachments:

Appendix A – Second Reading OurWinnipeg 2045

Appendix B – Minister of Municipal Relations Letter

Appendix C – OurWinnipeg 2045 Edits Comparison Table