Agenda – Executive Policy Committee – December 7, 2022

Report – Standing Policy Committee on Property and Development – November 30, 2022

Moved by Councillor

That Rule 10(3) of The Procedure By-law No. 50/2007 be suspended in order that the following item, which was received less than four business days preceding the committee meeting, be considered by Committee.

Item No. 5 Membership of the Winnipeg Building Commission

STANDING COMMITTEE RECOMMENDATION:

On November 30, 2022, the Standing Policy Committee on Property and Development concurred in the recommendation of the Winnipeg Public Service and submitted the following to Council:

1. That Richard Marshall, Chris Hewitt, Mark Ager, and John Wells be reappointed as members of the Winnipeg Building Commission for a term of three years ending June 30, 2024.

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

Agenda – Executive Policy Committee – December 7, 2022

Report – Standing Policy Committee on Property and Development – November 30, 2022

DECISION MAKING HISTORY:

STANDING COMMITTEE RECOMMENDATION:

On November 30, 2022, the Standing Policy Committee on Property and Development concurred in the recommendation of the Winnipeg Public Service and submitted the matter to the Executive Policy Committee and Council.

ADMINISTRATIVE REPORT

Title: Membership of the Winnipeg Building Commission

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

AUTHORIZATION

Author	Department Head	CFO	CAO
A. Crocker	J. Kiernan	N/A	M. Jack

EXECUTIVE SUMMARY

The Winnipeg Building Commission is established under the Winnipeg Building By-Law No. 4555/87 (the "By-law") to provide technical advice and recommendations regarding interpretations and alternative solutions associated with the various codes enforced by the City.

Under the terms of the By-law, the nine-member Commission requires that eight of its members be replaced, or have their terms renewed, on a three-year basis. The terms of four members of the Winnipeg Building Commission expired on June 30, 2021. It is recommended that the terms of these members be renewed, each for a period of three years (until June 30, 2024).

RECOMMENDATIONS

1. That Richard Marshall, Chris Hewitt, Mark Ager, and John Wells be reappointed as members of the Winnipeg Building Commission for a term of three years ending June 30, 2024.

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 has authority to appoint members to the Winnipeg Building Commission.

IMPLICATIONS OF THE RECOMMENDATIONS

Members listed in Recommendation 1 will be appointed to the Winnipeg Building Commission for a term of three years ending on June 30, 2024.

HISTORY/DISCUSSION

The Winnipeg Building Commission (the “WBC”) is established pursuant to The City of Winnipeg Charter and the Winnipeg Building By-law No. 4555/87 (the “By-law”).

The purpose of the WBC has evolved since it was established. In the 1960s, it was responsible for the City’s Building By-law, and for the adoption of the National Building Code and associated municipal amendments. In the mid–1980s, with the adoption of the Residential Buildings Fire Safety By-law, the WBC became more important as an appeal board for orders issued to property owners under that by-law. That role largely disappeared as most buildings subject to that by-law have been upgraded.

On March 21, 2012, Council passed amendments to the By-law that expanded the authority of the WBC to include providing advice and recommendations to the Designated Employee regarding interpretations and alternative solutions associated with the Manitoba Building Code, the Manitoba Plumbing Code, the Manitoba Fire Code, and the Winnipeg Electrical By-law.

The amendments to the By-law also included adjustments to the composition of the membership categories. Although in most cases the building industry and the Winnipeg Public Service are able to resolve disagreements on matters relating to Code interpretations and alternative solutions without involving the WBC, the WBC is an important forum to present issues where the matter is not resolved satisfactorily and there is a request for an independent recommendation.

The terms of four members of the WBC expired on June 30, 2021: Richard Marshall, Chris Hewitt, Mark Ager, and John Wells. It is recommended that the their terms be extended for a period of three additional years. The list of existing and recommended members is set out in Appendix A.

FINANCIAL IMPACT

Financial Impact Statement

Date: October 11, 2022

Project Name:

Membership of the Winnipeg Building Commission

COMMENTS:

There are no direct financial implications associated with this report.

Mike McGinn Oct. 11, 2022

Mike McGinn, CPA, CA
Manager of Finance

CONSULTATION

N/A

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: Development and Inspections
Prepared by: Rick Klassen
Date: October 11, 2022
File No: N/A

Attachments:

Appendix A: List of existing and recommended members

Appendix A

Name	Company/Organization	Membership Category	Term
Members to be Renewed			
Rick Marshall P. Eng.	Bird Construction	Winnipeg Construction Association	June 30, 2021
Chris Hewitt P. Eng.	SMS Engineering	Member at large	June 30, 2021
Mark Ager, MAA	University of Manitoba	MAA member	June 30, 2021
John Wells P. Eng., Ph. D.	Crosier Kilgour Engineers	EGM member	June 30, 2021
Other Existing Members			
James Wagner (Chair)	J R Wagner Architect	MAA member	June 30, 2023
John Frye P. Eng., Ph. D.	University of Manitoba	Member at large	June 30, 2023
Dale Verville	MB Home Builders Association	MHBA	June 30, 2023
John Guenther P. Eng.	Nova 3 Engineering	EGM member	June 30, 2023
Director of Fire Prevention (or Designate)	City of Winnipeg	Senior Fire Officer, City of Winnipeg	Permanent seat