Winnipeg

Legal Services Department • Services juridiques

INTER-OFFICE MEMORANDUM

TO:	**Carlos Gameiro** City Clerk	**FROM:**	**Andrea Bellhouse** Legal Services
FILE:	**DASZ 3/2022**	**DATE:**	September 11, 2023

RE: SECOND AND THIRD READING
By-Law No. 84/2022 to amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 490 Shaftesbury Boulevard in the Assiniboia Community pursuant to Development Application No. DASZ 3/2022.

Further to our Memo dated June 7, 2022, By-law No. 84/2022 received first reading on June 23, 2022. We have now received instructions from the Director of Planning, Property and Development that this by-law can now be given second and third reading.

I have enclosed herewith an amended version of By-law No. 84/2022. Please note that the maps included in By-law No. 84/2022 at first reading have changed very slightly in order to reflect the removal of reference to the PDO-1 Airport Vicinity. The maps included in the amended version of By-law No. 84/2022 reflect those changes to the maps. In my view, this amendment is a minor one that does not change the intent of the by-law and therefore, in accordance with s. 236.1(4) of the City of Winnipeg Charter, a second public hearing is not required.

Additionally, I have updated section 2 of By-law No. 84/2022 so that it does not reference PDO-1 Airport Vicinity from the lands designated. The AVPA Regulation came into effect on August 12, 2021 and the reference presented for first reading in error. I consider this to be an amendment to correct an error in accordance with s. 276 of the City of Winnipeg Charter that will not prejudice the rights of any person.

Accordingly, I would ask that you please place the amended version of By-law No. 84/2022 before Council for their consideration for second and third reading at their September 29, 2023 meeting.

An electronic copy of the amended version of By-law No. 84/2022 has been provided by my assistant to Jennifer Ridge and Lorraine King via email.

If you have any questions, feel free to contact me.

Andrea Bellhouse
Solicitor

AB/dr
enclosure