Winnipeg

Legal Services Department • Services juridiques

INTER-OFFICE MEMORANDUM

TO:	**Carlos Gameiro** City Clerk	**FROM:**	**Andrea Bellhouse** Legal Services
FILE:	**DASZ 22/2022**	**DATE:**	September 15, 2023

RE: SECOND AND THIRD READING
By-law No. 132/2022 to amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 230 University Crescent to Development Application No. DASZ 15/2022 pursuant to Development Application No. DASZ 15/2022.

Further to our Memo dated August 31, 2022, By-law No. 132/2022 (the "By-law") received first reading on September 22, 2022. We have 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 the By-law. Please note that the maps included in By-law at first reading have changed very slightly in order to reflect the removal of the widening of the west side of University Crescent, south of Markham. The Public Reserve has been reconfigured slightly to reflect the removal of the pathway that was being used as a private road. The maps included in the amended version of By-law No. 132/2022 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 the Appendix A of By-law No. 132/2022 so that it does not reference the Design Review and have renumbered accordingly. Council's Decision had made this amendment into effect on July 21, 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 within by-law before Council for their consideration for second and third reading at their September 29, 2023 meeting.

An electronic copy of the By-law, as amended, 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