Winnipeg

Legal Services Department • Services juridiques

INTER-OFFICE MEMORANDUM

TO: Carlos Gameiro
City Clerk

FROM: Sarah Rentz
Legal Services

FILE: DASZ 56/2022

DATE: January 26, 2024

RE: By-law No. 53/2023 to amend Winnipeg Zoning By-law No. 200/2006 to rezone land located at 1396/1400 Henderson Highway in the East Kildonan-Transcona Community pursuant to Development Application No. DASZ 56/2022.

Further to our Memo dated May 15, 2023, By-law No. 53/2023 (the "By-law") received first reading on May 30, 2023. We wish to advise that 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 the By-law at first reading have changed slightly. The mines and minerals exceptions were not uniform across all the lands affected by the By-law and as a result, the Winnipeg Land Titles Office required the preparation of a Plan of Survey showing the 3 underlying parcels rather than a Plan of Subdivision showing a single underlying lot. The Public Service has confirmed with Winnipeg Land Titles that the result following registration will be the same – the Plan of Survey will create one indivisible holding, zoned RMU and contained on a single title, that cannot be further subdivided or split without City approval. As such, this amendment is considered to be 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.

Accordingly, I would ask that you please place the amended version of By-law No. 53/2023 before Council for their consideration for second and third reading at their meeting on February 22, 2024.

An electronic copy of the amended version of By-law No. 53/2023 has been provided by my assistant to Jennifer Ridge and Lorraine King via email.

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



Sarah Rentz
Solicitor

SR/dr
Enclosure