Winnipeg

Legal Services Department • Services juridiques

INTER-OFFICE MEMORANDUM

TO:	**Carlos Gameiro** City Clerks	**FROM:**	**Campbell MacLean** Legal Services
FILE:	G.1/2024(489)	**DATE:**	September 5, 2024

RE: Vacant Building By-Law – Vacant Buildings Fee Structure

Please find attached the above-referenced By-law. The motion that gave rise to this By-law was considered at:

- Executive Policy Committee on July 9, 2024, and
- Council on July 18, 2024.

This By-law is being sent directly to Council via communication pursuant to the following Recommendation (adopted by Council) Item 15 of the Report of the Executive Policy Committee dated July 9, 2024:

Council concurred in the recommendation of the Executive Policy Committee and adopted the following:

1. That the enhanced standard of boarding, as outlined in the Vacant Buildings By-law No. 79/2010, become the new single standard for boarding in order to better secure all vacant buildings.

2. That the fee structure for Schedule A inspections be amended as follows:

A. First Schedule A inspection (compliant with the By-Law) – No Change – $685.00

B. Subsequent Schedule A inspections (compliant with the By-Law) add an escalator fee of $500.00 per inspection.

C. First Schedule A inspection (non-compliant with the By Law) – increase fee from $1,355.00 to $1,685.00.

D. Subsequent Schedule A inspections (non-compliant with the By Law) – increase by $1,000.00 per inspection.

3. That the fee structure for Empty Building Fees be increased from the current rate of 1% of most recent assessed property value at time of invoice, to 2% of most recent assessed property value.

4. *That the timeline for imposing an Empty Building Fees be expedited from the current five or more Schedule A inspections, to three or more Schedule A inspections.*

5. *That the Director of Legal Services be directed to amend the relevant By-Laws and fee schedules, in accordance with Recommendations 1-4, and bring same directly to Council by way of communication within 30 days for all three readings.*

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

Please place the within By-law before Council for consideration at its meeting scheduled for September 26, 2024.

It is also worth noting that, while the Council resolution directs the "Director of Legal Services… to amend the relevant… fee schedules", Legal Services is not responsible for updating fee schedules. It is our understanding that the department and Corporate Finance will ensure that the updated fee schedules are communicated to the public.

An electronic copy of the By-law has been provided by my assistant to Jennifer Ridge and Nicole Carnegie via email.

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

Campbell MacLean
Solicitor
CM/mr