Agenda – Council – September 26, 2024

Report – Standing Policy Committee on Property and Development – September 13, 2024

Item No. 2 **Extension of Time – Plan of Subdivision and Rezoning –398 Elmhurst Road**
(Charleswood-Tuxedo-Westwood Ward)
File DASZ 17/2022

STANDING COMMITTEE RECOMMENDATION:

On September 17, 2024, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and submitted the following to Council:

1. That the time limit to provide for the enactment of the necessary rezoning by-law under File No. DASZ 17/2022 be extended to January 21, 2025.

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

Agenda – Council – September 26, 2024

Report – Standing Policy Committee on Property and Development – September 13, 2024

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On September 17, 2024, the Executive Policy Committee concurred in the recommendation of the Standing Policy Committee on Property and Development and submitted the matter to Council.

STANDING COMMITTEE RECOMMENDATION:

On September 13, 2024, the Standing Policy Committee on Property and Development concurred in the recommendation of the Assiniboia Community Committee and submitted the matter to the Executive Policy Committee and Council.

COMMUNITY COMMITTEE RECOMMENDATION:

On September 4, 2024, the Assiniboia Community Committee concurred in the recommendation of the Winnipeg Public Service and forwarded the matter to the Standing Policy Committee on Property and Development.

ADMINISTRATIVE REPORT

Title: Extension of Time – Plan of Subdivision and Rezoning –398 Elmhurst Road – File No. DASZ 17/2022

Critical Path: Assiniboia Community Committee – Standing Policy Committee on Property and Development – Executive Policy Committee – Council

AUTHORIZATION

Author	Department Head	CFO	CAO
M. Hammerberg	N/A	N/A	N/A

EXECUTIVE SUMMARY

The time limit for enactment by Council of the necessary rezoning by-law under DASZ 17/2022 expires on September 22, 2024. The Developer has requested an extension of time in order to enact the rezoning by-law.

The Winnipeg Public Service has no objection to this request.

RECOMMENDATIONS

1. That the time limit to provide for the enactment of the necessary rezoning by-law under File No. DASZ 17/2022 be extended to January 21, 2025.

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 approval is required for an extension of time.

IMPLICATIONS OF THE RECOMMENDATIONS

If the recommendations are concurred in, the Developer will be allowed an extension of time to January 21, 2025, to enact the required rezoning by-law under DASZ 17/2022 and complete the necessary registrations at the Winnipeg Land Titles Office.

HISTORY/DISCUSSION

On July 21, 2022, Council adopted Item No. 11 of the Report of the Executive Policy Committee, dated July 13, 2022, which recommended approval of a plan of subdivision and rezoning to an “R1-M PDO-1 Airport Vicinity” Residential Single-Family (Medium) District under Winnipeg Zoning By-Law 200/2006. See Appendix “A” map attached.

Recommendation 6. of the above-referenced report states:

"That this matter will be deemed to be concluded and all approvals in connection with this matter will expire if the Plan and all associated ancillary fees (the “Fees”) are not submitted within 2 years after the By-law has been given first reading unless the developer applies for an extension of time before the expiration of the 2-year period and Council approves the extension."

The necessary by-law has not been enacted and the two 2-year period is set to expire on September 22, 2024.

On July 15, 2024, Winnipeg Housing Consultancy Inc., c/o Aman Sachar, 838 Lindenwood Drive West, Winnipeg, Manitoba, R3P 2S1 submitted a request for a six (6) month extension of time to satisfy the necessary by-law enactment requirements and complete the necessary registrations at the Winnipeg Land Titles Office. See Appendix “B” attached.

The Winnipeg Public Service has reviewed this request for an extension of time and is of the opinion that approval of the subject extension of time would be acceptable and circumstances leading to the original approval remain unchanged.

FINANCIAL IMPACT

N/A

CONSULTATION

N/A

OUR WINNIPEG 2045 POLICY ALIGNMENT

Key Polices applicable to the proposed development include:

OurWinnipeg Goal - City Building

1. Responsibly plan, prioritize and accommodate growth in areas that best support Complete Communities principles, to achieve this Plan’s sustainable development goals facilitate growth and change strategically within Winnipeg’s unique Transformative Areas and Established Neighbourhoods, to enhance the ability of the urban environment to contribute towards this Plan’s goals. municipal infrastructure capacity.

2. Integrate resilient land use, transportation and infrastructure planning, and investments. Ensure that land use, transportation, and infrastructure planning are aligned to provide the conditions for compact, complete and connected communities, supported by sustainable transportation options.

3. Facilitate development opportunities that complete established communities, and plan new communities as complete and connected from the outset. New and existing communities are complete when they demonstrate: universally designed environments; mixed-income neighbourhoods; a continuum of housing types; multi-modal connections within and to elsewhere in the city; heritage conservation; opportunities for physical activity, social interaction, and access to healthy food, daily needs, employment, education, recreation, and green infrastructure

6.16 Established Neighbourhoods

Designate Established Neighbourhoods within the Urban Structure, representing lands that will accommodate additional growth in a context-sensitive manner, while promoting the efficient use of land, cost-effective municipal servicing, enhanced housing choice and affordability, and conservation of green infrastructure and heritage resources and districts, as defined in Complete Communities.

WINNIPEG CLIMATE ACTION PLAN ALIGNMENT

One of the Vision Statement's in the Climate Action Plan is that:

Winnipeg facilitates compact development and healthy neighbourhoods that are connected through a network of active and transit-oriented mobility options. This means 11 that the City strategically integrates climate action within both land use and transportation decision-making.

Strategic Opportunity #4: Facilitate Compact, Complete Development and Increase Density

WINNIPEG POVERTY REDUCTION STRATEGY ALIGNMENT

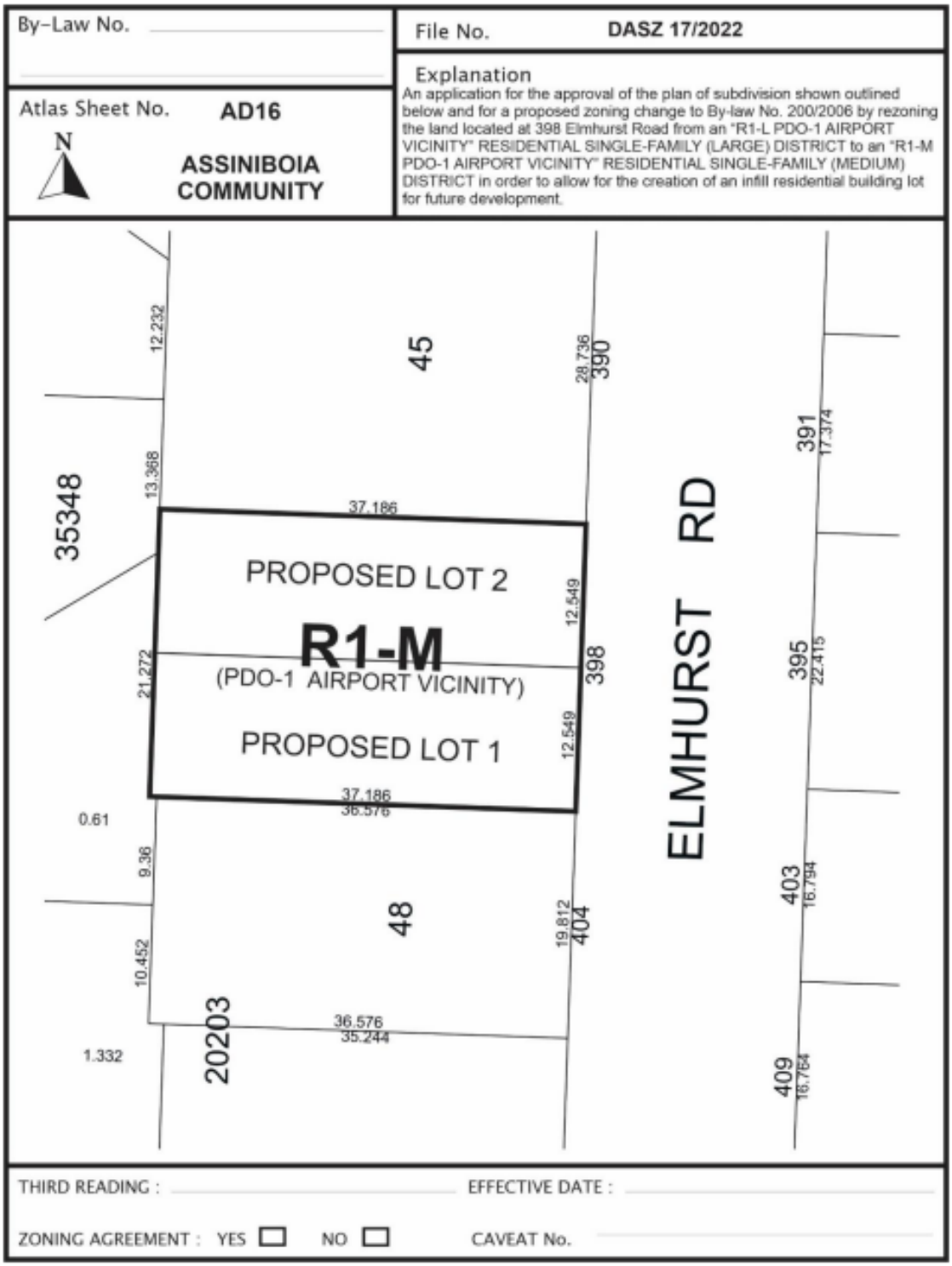
Consideration was given as to whether this report connects to any of the specific Goals and Objectives in the PRS and it was determined that the PRS is not applicable to this specific report.

SUBMITTED BY

Department: Planning, Property and Development
Division: Real Estate and Land Development
Prepared by: M. Hammerberg, Land Development Services Coordinator
Date: August 14, 2024
File No: DASZ 17/2022
Attachments: Appendix "A" – DASZ 17/2022 Map
Appendix "B" – Letter Requesting Extension of Time

O:\Reports Directive\Land Development, Geomatics and Land Information Services\Land Development\Extension of Time\Extension of Time Request - DASZ 17-22.docx

APPENDIX "A" – DASZ 17/2022 MAP



APPENDIX "B" – LETTER REQUESTING EXTENSION OF TIME

July 15, 2024

To: Land Development Branch Administrator
Main Floor, 65 Garry Street,
Winnipeg, MB R3C 4K4

Subject: DASZ 17/2022 - 398 Elmhurst Road

Request for 6 Months Extension for Zoning By-Law DASZ 17/2022

I am writing to request a one-year extension for the enactment of Zoning By-Law DASZ 17/2022, which was first read on September 22, 2022. Although we have applied for the Mylars and Lot Grading Plan, we are concerned that we may not meet the September 22, 2024 deadline for submitting these documents. The owner had their finances tied up with other projects and was not able to complete these required documents earlier.

According to Michele's email, we thought the deadline was in September. We should meet it, but we're unsure and want to take extra precautions.

Thank you for your consideration.

Sincerely,
Aman Sachar
Winnipeg Housing Consultancy Inc.