THE CITY OF WINNIPEG

BY-LAW NO /2024

A By-law of THE CITY OF WINNIPEG to amend the MBEA Enabling By-law No. 59/2016 in order to add contraventions relating to the Winnipeg Building By-law No. 4555/87, the Winnipeg Electrical By-law No. 72/2022, and the Winnipeg Zoning By-law No. 200/2006, and to make technical amendments to the Winnipeg Electrical By-law No. 72/2022.

THE CITY OF WINNIPEG, in Council assembled, enacts as follows:

MBEA Enabling By-law amended

1 The MBEA Enabling By-law No. 59/2016 is amended by this by-law.

Tables relating to Winnipeg Building By-law replaced

2 The tables in Schedule "A" to the MBEA Enabling By-law No. 59/2016 relating to the Winnipeg Building By-law No. 4555/87, the Winnipeg Electrical By-law No. 72/2022, and the Winnipeg Zoning By-law No. 200/2006 are hereby deleted and replaced with the following tables

Winnipeg Building By-Law *By-law No. 4555/87*		*Administrative Penalty*	
Provision	*Contravention*	*Administrative Penalty ($)*	*Early Payment Discount ($)*
4.2	*Failing to acquire permit prior to proceeding with construction or another activity*	*1,000.00*	*500.00*
4.3 (a)	*Engaging in any construction that deviates from the accepted plans*	*1,000.00*	*500.00*
4.4	*Person occupying building or allowing the building to be occupied without having the required permit*	*1,000.00*	*500.00*
4.5	*Allowing or causing an unsafe condition for the construction, reconstruction, demolition, alteration, removal, relocation, or occupancy of a structure*	*500.00*	*250.00*
5.4.2	*Failing to obtain permit prior to commencing work (current owner)*	*500.00*	*250.00*
5.5.3(ii)	*Failing to notify employee that inspection is required*	*250.00*	*125.00*
5.5.3(v)	*Failing to call for inspection prior to permit expiring.*	*250.00*	*125.00*

5.5.4	*Owner failing to ensure work that is required to be inspected or re-inspected is not covered prior to inspection or re-inspection*	*1,000.00*	*500.00*
5.7.2	*Failing to maintain a street number, during construction, for the premises a minimum of 75mm high and visible from the street or sidewalk*	*100.00*	*50.00*
5.10	*Interfering with a designated employee or person acting under their authority/instructions*	*1,000.00*	*500.00*
5.11	*Failing to make or have made, tests or inspections or failing to have tests or inspections filed promptly with the designated employee*	*750.00*	*500.00*
5.14	*Failing to provide up-to-date survey of building site as required by designated employee*	*500.00*	*250.00*
5.18	*Failing to maintain all structures, existing and new, and all parts thereof in a safe condition*	*500.00*	*250.00*
5.19	*Failing to stop work immediately after being given a stop work order*	*1,000.00*	*800.00*
5.20	*Failing to leave site in a safe manner or maintain the site in a safe condition where work has been suspended or terminated*	*1,000.00*	*750.00*
5.22	*Failing to bring non-compliant construction into compliance within a reasonable period of time.*	*300.00*	*150.00*
7.1	*Failing to ensure that work is carried out in accordance with By-Law, Code, and all provisions described on permit, drawings and specifications*	*1,000.00*	*500.00*
7.3(c)	*Failing to notify designated employee that work has been completed*	*500.00*	*250.00*
14.2.1(1)	*Failing to obtain a permit prior to commencing work or causing work to be commenced (location, placement, erection, construction, addition, extension, improvement, alteration or conversion of any building or part thereof)*	*1,000.00*	*500.00*
14.3.1(2)	*Failing to obtain permit prior to erecting a temporary structure*	*1,000.00*	*500.00*
14.3.4	*Allowing temporary building to exceed one storey in height*	*500.00*	*250.00*
14.3.5	*Allowing a temporary building to exist on the property for more than one year*	*500.00*	*250.00*
14.3.6	*Failing to maintain the temporary building at all times*	*500.00*	*250.00*

14.3.8	*Failing to remove temporary building connected with construction work after construction has been completed*	*500.00*	*250.00*
14.4.1	*Failing to obtain a permit prior to demolition*	*1,000.00*	*500.00*
14.4.3(a)	*Failing to start demolition within the required timeframe*	*1,000.00*	*500.00*
14.4.3(b)	*Failing to complete demolition within the required timeframe*	*1,000.00*	*500.00*
14.6.1(1)	*Failing to obtain a permit prior to constructing, extending, altering, renewing or repairing a plumbing system*	*500.00*	*250.00*
14.7.1(1)	*Constructing/erecting/locating/repairing other than normal maintenance, any sign without first obtaining a permit*	*500.00*	*250.00*
15.1.1	*Owner/agent/person in charge allowing Occupancy/use of a building without obtaining a Building Occupancy Permit*	*800.00*	*400.00*
15.1.12	*Owner or agent failing to maintain Building Occupancy Permit in a legible fashion or fail to display Building Occupancy Permit*	*200.00*	*100.00*
15.2.1(2)	*Owner failing to display Occupant Load Placard in an acceptable fashion*	*200.00*	*100.00*
17.6	*Licensed person failing to provide immediate notice of change of business or change of corporate information*	*400.00*	*200.00*
17.10.1	*Individual, partnership, firm, corporation, government department placing, installing, maintaining, repairing, replacing a mechanical system without a Mechanical Contractor's Licence*	*1,000.00*	*500.00*
20.1.2(4)	*Allowing a sign or antenna structure to Obstruct a fire escape or interfere with any opening for required light or ventilation*	*1,000.00*	*500.00*
20.1.3(1)	*Failing to keep all signs and antenna structures, including supports, in proper repair and appearance or failing to keep electric signs, the lamps and other electrical apparatus connected thereto in efficient operative condition*	*500.00*	*250.00*
20.1.3(2)	*Failing to adequately support a sign or Antenna structure by using supports of suitable size and strength or failing to properly fasten a sign or antenna*	*500.00*	*250.00*
20.1.3(3)	*Permitting a sign or any sign supports to*	*500.00*	*250.00*

	interfere with any light, power, telephone, telegraph or transit pole or wire or any fire escape or any apparatus or appliance connected therewith		
24.1	*Failing to provide residential buildings with eaves troughing and downspout mechanisms*	*100.00*	*50.00*
24.3	*Allowing roof or surface drainage to discharge onto public sidewalks, stairs or neighbouring properties*	*100.00*	*50.00*
25.1(b)	*Failing to comply with an order or decision of a designated employee*	*1,000.00*	*500.00*
25.1(d)	*Failing to comply with standards and requirements set out in the Code*	*1,000.00*	*500.00*

Winnipeg Electrical By-law *By-law No. 72/2022*		*Administrative Penalty*	
Provision	*Contravention*	*Administrative Penalty ($)*	*Early Payment Discount ($)*
2-004(1)	*Failing to acquire permit prior to proceeding with electrical construction*	*1,000.00*	*500.00*
2-014(2)	*Failing to leave work accessible for inspection*	*1,000.00*	*500.00*
2-024(2)	*Allowing unapproved electrical equipment to be connected*	*1,000.00*	*500.00*
2-034(4)	*Failing to maintain electrical installations associated with the property in a safe condition*	*1,000.00*	*500.00*
2-034(8)	*Failing to ensure work is stopped immediately when a stop work order has been issued*	*1,000.00*	*500.00*
2-034(11)(a)	*Failing to remove unsafe electrical appliances or wiring*	*1,000.00*	*500.00*
2-034(12)	*Owner failing to comply with order issued by designated employee*	*1,000.00*	*500.00*
2-036(2)	*Failing to ensure all construction is carried out in accordance with the by-law or provisions described on the permit and accepted drawings.*	*1,000.00*	*500.00*
2-036(3)(a)	*Failing to give notice prior to covering work.*	*1000.00*	*500.00*
2-036(3)(b)	*Failing to give notice when work is completed*	*1000.00*	*500.00*
2-036(7)	*Permit holder failing to comply with order issued by a designated employee.*	*1,000.00*	*500.00*
30-510(1)	*Failing to provide luminaire in attached, built-in or detached garage or carport.*	*500.00*	*250.00*

Winnipeg Zoning By-law *By-law No. 200/2006*		*Administrative Penalty*	
Provision	*Contravention*	*Administrative Penalty ($)*	*Early Payment Discount ($)*
8(1)	*Undertaking or permitting the existence of a development without first making application and obtaining a development permit*	*1,000.00*	*500.00*
62	*Failure to use land in conformance with use tables/applicable use-specific regulations referenced in the tables*	*1,000.00*	*500.00*
67(1)	*No person shall permit Single Room Occupancy in any dwelling or structure not zoned to allow for such*	*1,000.00*	*500.00*
98(6)	*Fail to comply with operational standards for digital billboard signs*	*500.00*	*250.00*
104(1)	*Site of wrecking or salvage yard not maintained in good condition, free of weeds, dust, trash and debris*	*1,000.00*	*500.00*
104(2)	*Site of wrecking or salvage yard not screened by a solid fence at least 6 feet in height*	*1,000.00*	*500.00*
104(3)	*Materials or supplies in wrecking or salvage yard stored above the level of screening fence*	*1,000.00*	*500.00*
110	*Allowing more than 2 boarders or renters in a dwelling unit*	*1,000.00*	*500.00*
113	*Carrying on a prohibited Home-Based Business*	*1,000.00*	*500.00*
114	*Failing to comply with conditions or standards for a Home-Based Business - Minor*	*500.00*	*250.00*
115	*Failing to comply with conditions or standards for a Home-based Business - Major*	*1,000.00*	*500.00*
125	*Failing to comply with the general requirements for temporary uses and structures.*	*500.00*	*250.00*
132(1)	*Failing to continually maintain minimum yard and open space requirements*	*1,000.00*	*500.00*
132(5)	*Erecting an accessory structure on lot without a principal building*	*1,000.00*	*500.00*
134	*Failing to comply with dimensional standards for accessory structures*	*1,000.00*	*500.00*
159	*Failing to follow permitted projection requirements for front, side and rear yards*	*500.00*	*250.00*

172(8)	*Fail to comply with parking rules for single and two-family dwellings*	*250.00*	*125.00*
184.1(3)	*Fail to comply with operational standards for signs*	*500.00*	*250.00*
184(2)(a)(i)	*Placing or maintaining or permitting a mobile sign without affixing identification number between 3-6 feet above grade*	*250.00*	*125.00*
184(2)(b)	*Failing to remove a mobile sign upon the expiration of the mobile sign permit*	*250.00*	*125.00*
184(2)(d)	*Failing to display certification sticker issued by the City of Winnipeg on a mobile sign*	*250.00*	*125.00*
184(4)	*Property owner erected more signs than allowed on zoning lot, lot, or site*	*250.00*	*125.00*
184(5)	*Property owner erected a sign that exceeds maximum allowable surface area*	*250.00*	*125.00*
184(7)	*Mobile sign is not contained within the zoning lot, lot, or site on which it is located and/or fails to comply with standards outlined in section 184(8)*	*250.00*	*125.00*
184(8)	*Sign surface fails to ensure that the wording of the mobile sign cannot be altered without consent of owner*	*250.00*	*125.00*
184(8)(a)	*Placing or locating standard mobile sign within the minimum allowable distance from the exit or entrance of a driveway*	*250.00*	*125.00*
184(8)(b)	*Placing or locating an inflatable sign within the minimum allowable distance from a public street, private street, lane, sidewalk, pathway or active transportation route.*	*250.00*	*125.00*
184(10)	*Displaying digital moving copy signs, digital reader boards, digital static copy signs and digital static copy, or 24-hour hold signs on a mobile sign*	*250.00*	*125.00*
193	*Failing to maintain landscape or buffering area*	*500.00*	*250.00*
194	*Erecting and maintaining fences, hedges, trees, shrubs, arbours, trellises and landscape features contrary to Table 5-17 -* ***Individual***	*250.00*	*125.00*
	Erecting and maintaining fences, hedges, trees, shrubs, arbours, trellises and landscape features contrary to Table 5-17 - ***Corporation***	*500.00*	*250.00*
196(1)	*Erecting or maintaining a fence made of debris, junk or waste materials -* ***Individual***	*250.00*	*125.00*
	Erecting or maintaining a fence made of debris, junk or waste materials - ***Corporation***	*500.00*	*250.00*

196(2)	*Less finished side of fence facing another zoning district - **Individual***	*250.00*	*125.00*
	*Less finished side of fence facing another zoning district - **Corporation***	*500.00*	*250.00*
197(1)	*Failing to follow screening requirements for outside storage*	*500.00*	*250.00*
197(2)(d)	*Outside storage taking place in required yard*	*500.00*	*250.00*
198(1)	*Failing to maintain outdoor storage screening*	*500.00*	*250.00*
201	*Installing on-site lighting that fails to comply with the standards of section 201, including the direction, shielding and spillover of lighting.*	*500.00*	*250.00*
202(1) or (2)	*Allowing prohibited lighting to be installed or maintained that is visible from another property*	*500.00*	*250.00*
203	*Failing to locate parking area lighting in accordance with location and height standards*	*500.00*	*250.00*

Winnipeg Electrical By-law amended

3 The Winnipeg Electrical By-law No. 72/2022 is amended by this by-law.

Section 4.1 added

4 The following is added immediately after section 4 of the Winnipeg Electrical By-law:

Penalties

4.1(1) Subject to the MBEA Enabling By-law, a person who contravenes a provision of this By-law that is referred to in Schedule A of the MBEA Enabling By-law must pay the administrative penalty for that contravention set out in that Schedule. If an Early Payment Discount amount is set out for a provision in that Schedule, a person who is issued a penalty notice for a contravention of that provision may, within 14 days after the penalty notice has been issued, voluntarily pay to The City of Winnipeg the applicable Early Payment Discount amount and will thereafter not be prosecuted for contravention.

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Coming into force

5 This By-law comes into force upon being given three readings by Council.

DONE AND PASSED this day of , 2024.

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Mayor

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City Clerk

Approved as to content:

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Director of Planning, Property and Development

Legally reviewed and certified as to form:

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for Director of Legal Services and City Solicitor

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