

NO: R184

COUNCIL DATE: September 14, 2015

REGULAR COUNCIL

TO: **Mayor & Council** DATE: **September 14, 2015**
FROM: **General Manager, Planning and Development** FILE: **3900-20-15913**
SUBJECT: **Proposed Amendments to Delegation By-law, 2006, No. 15913**

RECOMMENDATION

The Planning and Development Department recommends that Council:

1. Receive this report as information;
2. Approve an amendment to Delegation By-law, 2006, No. 15913 (the "Delegation By-law"), as documented in Appendix I of this report; and
3. Authorize the City Clerk to bring forward the necessary amendment by-law for the required readings.

INTENT

The purpose of this report is to bring forward a minor amendment to the Delegation By-law to include Section 961 of the *Local Government Act*, which, if adopted, will allow staff to withhold demolition permits for registered or protected heritage buildings until other approvals, such as a building permit, are issued.

BACKGROUND

A recent review of the Delegation By-law has found that the by-law is deficient, and does not include Section 961 of the *Local Government Act*. Section 961 addresses the pre-emptive demolition of heritage buildings without a redevelopment plan for the site, and allows staff the opportunity to work with heritage property owners towards the retention of heritage buildings.

DISCUSSION

Section 961 of the *Local Government Act* authorizes a local government to withhold a demolition permit for protected heritage property and property identified in a community heritage register until either a heritage alteration permit or a building permit and any other necessary approvals have been issued. To address the potential circumstance in which a demolition permit application for a heritage property is made during the August Council recess, it is recommended that Council delegate its powers under Section 961 of the *Local Government Act* to the General Manager, Planning and Development.

The proposed amendment to the Delegation By-law is documented in Appendix I to this report.

CONCLUSION

Based on the above discussion it is recommended that Council:

- Approve an amendment to Delegation By-law, 2006, No. 15913 (the "Delegation By-law"), as documented in Appendix I of this report; and
- Authorize the City Clerk to bring forward the necessary amendment by-law for the required readings.

Original signed by
Jean Lamontagne
General Manager,
Planning and Development

DL:saw

Attachment:

Appendix I Proposed amendment to Delegation By-law, 2006, No. 15913

**Proposed Amendment to
Delegation By-law, 2006, No. 15913, as amended**

The following amendment is proposed to Delegation By-law, 2006, No. 15913, as amended:

SCHEDULE "A"

Local Government Act Section

Insert the following row in the table between Section 960 and Section 962.

Section 961	Withholding approval for demolition permit of protected heritage property or property identified in a community heritage register	General Manager, Planning & Development
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