

THE CITY OF CALGARY
TABULATION OF BYLAW(s)
TO BE PRESENTED TO COUNCIL ON
MONDAY, 2015 DECEMBER 07

BYLAW 36P2015
Being a Bylaw of The City of Calgary to Amend the
Bankview Area Redevelopment Plan Bylaw 13P81 (Policy
Amendment LOC2014-0068)

Third Reading

BYLAW 14C2015
Being a Bylaw of The City of Calgary For a Closure of a
Road (Plan 1512405, Area A) (Closure LOC2014-0068)

Third Reading

BYLAW 167D2015
Being a Bylaw of The City of Calgary to Amend the Land
Use Bylaw 1P2007 (Land Use Amendment LOC2014-
0068)

Third Reading

NOTE: Municipal Historic Designation or any other appropriate
mechanism to ensure such designation was required prior
to granting 3rd readings of Bylaws 36P2015, 14C2015 and
167D2015. This tabulation is to advise that a Municipal
Historic Resource Designation and Compensation
Agreement has now been executed, thereby allowing 3rd
readings to proceed.

Background: The Public Hearing with respect to Bylaws 36P2015, 14C2015
and 167D2015 was held at the 2015 November 09 and 10
Combined Meeting of Council.

Ineligible to Vote: All Members of Council are eligible to vote.

Excerpt from the Minutes of the Combined Meeting of Council, held 2015 November 09 and 10:

“ADOPT, Moved by Councillor Farrell, Seconded by Councillor Carra, that the Calgary Planning Commission Recommendations contained in Report CPC2015-172 be adopted, as follows:

That Council:

1. ADOPT the proposed amendments to the amendments to the Bankview Area Redevelopment Plan, in accordance with Administration's recommendation;
2. Give first and second readings to the proposed Bylaw 36P2015; and
3. WITHHOLD third reading pending Municipal Historic Designation of the site or until any other mechanism to ensure such designation is in place.
4. ADOPT the proposed closure of 0.01 hectares \pm (0.02 acres \pm) of road (Plan 1512405, Area A) adjacent to 1827 – 14 Street SW, in accordance with Administration's recommendation;
5. Give first and second readings to the proposed Bylaw 14C2015; and
6. WITHHOLD third reading pending Municipal Historic Designation of the site or until any other mechanism to ensure such designation is in place.
7. ADOPT the proposed redesignation of 0.21 hectares \pm (0.51 acres \pm) located at 1827 – 14 Street SW and the closed road (Plan 260L, Block 1, Lots 11 to 18 and Lot 23; Plan 1512405, Area A) from Multi-Residential – Contextual Low Profile (M-C1) District and Undesignated Road Right-of-Way to DC Direct Control District to accommodate mixed-use development while preserving the historic Nimmons Residence, in accordance with Administration's recommendation;
8. Give first and second readings to the proposed Bylaw 167D2015; and
9. WITHHOLD third reading pending Municipal Historic Designation of the site or until any other mechanism to ensure such designation is in place.

CARRIED

INTRODUCE, Moved by Councillor Farrell, Seconded by Councillor Carra, that Bylaw 36P2015, Being a Bylaw of The City of Calgary to Amend the Bankview Area Redevelopment Plan Bylaw 13P81, be introduced and read a first time.

CARRIED

AMENDMENT, Moved by Councillor Woolley, Seconded by Councillor Keating, that Bylaw 36P2015, be amended on Page 8 of 13, by deleting Section 3.3.7.1 (I) in its entirety and by substituting the following:

“A report from a qualified Engineer (or other similarly qualified professional) detailing construction management plan associated with relocating the Nimmons Residence or any redevelopment of the site shall be required at the Development Permit stage. The purpose of this report is to ensure reasonable care is taken in relocating the Nimmons Residence. It is not intended to preclude the relocation within the site, as contemplated in paragraph 3.3.5.1 (a) and Figure C of this policy.”

CARRIED

SECOND, Moved by Councillor Farrell, Seconded by Councillor Carra, that Bylaw 36P2015, be read a second time, **as amended, on Page 8 of 13, by deleting Section 3.3.7.1 (I) in its entirety and by substituting the following:**

“A report from a qualified Engineer (or other similarly qualified professional) detailing construction management plan associated with relocating the Nimmons Residence or any redevelopment of the site shall be required at the Development Permit stage. The purpose of this report is to ensure reasonable care is taken in relocating the Nimmons Residence. It is not intended to preclude the relocation within the site, as contemplated in paragraph 3.3.5.1 (a) and Figure C of this policy.”

CARRIED

INTRODUCE, Moved by Councillor Farrell, Seconded by Councillor Carra, that Bylaw 14C2015, Being a Bylaw of The City of Calgary For a Closure of a Road (Plan 1512405, Area A) (Closure LOC2014-0068), be introduced and read a first time.

CARRIED

SECOND, Moved by Councillor Farrell, Seconded by Councillor Carra, that Bylaw 14C2015 be read a second time.

CARRIED

INTRODUCE, Moved by Councillor Farrell, Seconded by Councillor Carra, that Bylaw 167D2015, Being a Bylaw of The City of Calgary to Amend the Land Use Bylaw 1P2007 (Land Use Amendment LOC2014-0068) be introduced and read a first time.

CARRIED

AMENDMENT, Moved by Councillor Woolley, Seconded by Councillor Keating, that Bylaw 167D2015, be amended in Schedule B, on Page 5 of 8, by deleting section 4(b) in its entirety and by substituting the following:

“(b) “**Heritage Building**” means:

- (i) The historic **building** known as the Nimmons Residence; and
- (ii) any associated small scale freestanding signage that is intended for historic interpretative purposes.”

CARRIED

AMENDMENT, Moved by Councillor Woolley, Seconded by Councillor Keating, that Bylaw 167D2015, as amended, be further amended in Schedule B, as follows:

- On Page 4 of 8 of Bylaw 167D2015, by deleting section 4(a) (ix) Drinking Establishment – Medium and by re-numbering commercial multi-residential uses accordingly; and
- On Page 5 of 8 of Bylaw 167D2015, by deleting section 7(a) (ix) Drinking Establishment – Medium and re-number discretionary uses accordingly.

CARRIED

AMENDMENT, Moved by Councillor Woolley, Seconded by Councillor Chu, that Bylaw 167D2015, as amended, be further amended in Schedule B, on Page 7 of 8, Section 11(1) by adding a subsection (d) as follows:

“(d) must not be located adjacent to 19 Avenue SW other than within the **Heritage Building**.”

ROLL CALL VOTE:

For:

W. Sutherland, E. Woolley, A. Chabot, S. Chu, P. Demong, D. Farrell, R. Jones, J. Magliocca, R. Pootmans

Against:

G-C. Carra, D. Colley-Urquhart, S. Keating, B. Pincott, J. Stevenson, N. Nenshi

CARRIED

SECOND, Moved by Councillor Farrell, Seconded by Councillor Carra, that Bylaw 167D2015 be read a second time, **as amended in Schedule B**, as follows:

- on Page 5 of 8, by deleting section 4(b) in its entirety and by substituting the following:

“(b) **“Heritage Building”** means:

- (i) The historic **building** known as the Nimmons Residence; and
- (ii) any associated small scale freestanding signage that is intended for historic interpretative purposes.”

- On Page 4 of 8 of Bylaw 167D2015, by deleting section 4(a) (ix) Drinking Establishment – Medium and by re-numbering commercial multi-residential uses accordingly.
- On Page 5 of 8 of Bylaw 167D2015, by deleting section 7(a) (ix) Drinking Establishment – Medium and re-number discretionary uses accordingly.
- On Page 7 of 8, Section 11(1) by adding a subsection (d) as follows:

“(d) must not be located adjacent to 19 Avenue SW other than within the **Heritage Building.**”

CARRIED”