

REQUIREMENTS TO PROVIDE SERVICES¹

2020 Budget – Legislated Services²

Executive Policy

Assessment, Taxation & Corporate

Sub-Services ³	Notes	Legislated / Non-legislated
Assessment & Taxation	REQUIRED - s. 9 (1) of <i>The Municipal Assessment Act</i> states that in making a general assessment, the assessor shall make assessments of all assessable property in the province.	Legislated
Corporate	GENERALLY REQUIRED - Corporate services include employee benefits, payroll taxes, actuarial and audit fees, provision for cost increases, provision for insurance claims and premiums, corporate efficiencies, and other corporate obligations. Many of these are legislatively required by statutes governing employees and the operation of corporations. Others are not legislatively required, although they may be practically necessary.	Legislated and Non-legislated

1 This analysis does not attempt to exhaustively address the City’s legal obligations arising from agreements or contracts, including collective agreements. Nor does it address the question of administration and/or enforcement of by-laws the City has chosen to enact. In general, the quality and level of by-law administration and/or enforcement is a policy choice that is available to Council. Services or activities in which the City is engaged are categorized as “legislated” in the following circumstances:

- when the obligation to provide them is imposed by common law or as occupier under The Occupiers’ Liability Act;
- when, although not required by The City of Winnipeg Charter, they are contemplated by the Charter as services or functions provided by the City; and
- when they are a practical necessity in order to accomplish legislatively required functions or services.

2 Sub-services in this section may have legislated and non-legislated aspects.

3 Sub-services are as reported in 2020 Budget Volume 1 Community Trends and Performance Report.

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Council Services

Auditing	REQUIRED – s. 96 of <i>The Winnipeg Charter</i> states that Council must appoint a City Auditor. In addition, under section 105(1) of <i>The Winnipeg Charter</i> , the city auditor must ensure that a proper and complete audit of each annual consolidated financial statement of the city is made, and must, within six months after the end of each fiscal year of the city, make a report to Council.	Legislated
Mayor & Council	REQUIRED – s. 16 (1) of <i>The Winnipeg Charter</i> states that Council consists of an elected mayor and elected councillors.	Legislated
Archives - City Clerks	REQUIRED – s. 110(1) of <i>The Winnipeg Charter</i> states Council must designate an employee as the city archivist.	Legislated
Elections – City Clerks	REQUIRED – s. 19 of the Charter provides that a general election of members of council must be held on the fourth Wednesday of October, in 2002 and in each fourth year thereafter. Elections are governed by <i>The Municipal councils and School Boards Elections Act</i> .	Legislated
Citizen Access & Appeals	REQUIRED - s. 189 (1) of <i>The Winnipeg Charter</i> states that a person may appeal order or decision to a designated hearing body. There is no legislative obligation to provide citizen access.	Legislated and Non-legislated
Council Support – City Clerks	REQUIRED – s. 96(b) of <i>The Winnipeg Charter</i> states that Council must appoint a City Clerk. Section 99 sets out the duties of the City Clerk in terms of Council support.	Legislated

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Organizational Support Services

Chief Administrative Offices	REQUIRED - S. 96(a) of <i>The Winnipeg Charter</i> states Council must appoint a Chief Administrative Officer. Section 97 of <i>The Winnipeg Charter</i> outlines powers of Chief Administrative Officer.	Legislated
Financial Management	REQUIRED – s.100 and the entirety of Part 7 of <i>The Winnipeg Charter</i> outlines duties of the Chief Financial Officer as they relate to financial management.	Legislated
Communications	REQUIRED – s. 451 (2) of <i>The Winnipeg Charter</i> states that English and French are the official languages of the City. In addition, section 454(1) of <i>The Winnipeg Charter</i> states that every person is entitled within a reasonable time of a request, to receive in the official language of the person’s choice any municipal services that are available at any office of the city located at City Hall and in the course of the provision of those services to speak and be spoken to in the official language of the person’s choice. Other communication services are not required by legislation.	Legislated and non-legislated
Human Resource Services	REQUIRED - various provisions in the Charter contemplate activities of City employees and collective agreements with unions. In addition, as an employer, the City is legislatively required to comply with several statutes, including <i>The Labour Relations Act</i> , <i>The Employment Standards Act</i> and <i>The Workplace Safety and Health Act</i> .	Legislated

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Legal Services	NOT REQUIRED BUT PRACTICALLY NECESSARY – lawyers are a practical necessity to respond to legal claims and other court proceedings, and to provide representation for the City at assessment appeals, expropriation hearings and similar quasi-judicial hearings. Procurement agreements, real estate transactions, development agreements and by-law drafting, all require legal expertise and lawyers also provide legal advice on a variety of issues.	Legislated
Infrastructure Planning	REQUIRED – s. 224 of <i>The Winnipeg Charter</i> states that Council must, by by-law, adopt a development plan, (Plan Winnipeg), which must set out a) the city’s long term plans and policies respect i) its purposes, ii) its physical, social, environmental and economic objectives, and iii) sustainable land uses and development. The infrastructure planning function is necessary in order to plan for the city’s physical development.	Legislated

Infrastructure Renewal & Public Works

Roadway Construction & Maintenance

Sub-Services	Notes	Legislated / Non-legislated
Bridge Construction & Maintenance	CONTEMPLATED BY THE CHARTER – although the Charter and other statutes do not explicitly require construction of streets, the Charter specifies that the City has control and management of streets in the city. Other provisions give the City extensive authority over streets. In addition, s.475(1) of <i>The Winnipeg Charter</i> states that the city must	Legislated

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	keep every street to a standard that is appropriate and keep it in repair.	
Regional Streets Construction and Maintenance	CONTEMPLATED BY THE CHARTER – although the Charter and other statutes do not explicitly require construction of streets, s. 136 of the Charter specifies that the City has control and management of streets in the city. Other provisions give the City extensive authority over streets. In addition, s. 475(1) of <i>The Winnipeg Charter</i> states that the city must keep every street to a standard that is appropriate and keep it in repair.	Legislated
Local Streets Construction & Maintenance	CONTEMPLATED BY THE CHARTER – although the Charter and other statutes do not explicitly require construction of streets, s. 136 of the Charter specifies that the City has control and management of streets in the city. Other provisions give the City extensive authority over streets. In addition, s. 475(1) of <i>The Winnipeg Charter</i> states that the city must keep every street to a standard that is appropriate and keep it in repair.	Legislated
Regional Sidewalk Construction & Maintenance	CONTEMPLATED BY THE CHARTER AND OTHER STATUTES – although the Charter and other statutes do not explicitly require construction of streets, s. 136 of the Charter specifies that the City has control and management of streets in the city. Other provisions give the City extensive authority over streets. In addition, s. 475(1) of <i>The Winnipeg Charter</i> states that the city must keep every street to a standard that is appropriate and keep it in repair.	Legislated

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Local Sidewalk Construction & Maintenance	CONTEMPLATED BY THE CHARTER AND OTHER STATUTES – although the Charter and other statutes do not explicitly require construction of streets, s. 136 of the Charter specifies that the City has control and management of streets in the city. Other provisions give the City extensive authority over streets. In addition, s. 475(1) of <i>The Winnipeg Charter</i> states that the city must keep every street to a standard that is appropriate and keep it in repair.	Legislated
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Roadway Snow Removal & Ice Control

Regional Streets Snow & Ice Removal	CONTEMPLATED BY THE CHARTER AND DUTY OF CARE IMPOSED BY COMMON LAW – s. 475(3)(d) <i>The Winnipeg Charter</i> limits the common law obligations of the City by stating that the city is not liable for loss or damage arising from rain, hail, snow, ice, sleet or slush in streets or in sidewalks in or adjacent to streets unless the city is grossly negligent. In addition, s. 486 of <i>The Winnipeg Charter</i> states the city is not liable for loss or damage as a result of an overflow of water from a sewer, drain, ditch or watercourse as a consequence of excessive snow, ice or rain.	Legislated
Local Streets Snow & Ice Removal	CONTEMPLATED BY THE CHARTER AND DUTY OF CARE IMPOSED BY COMMON LAW – s. 475(3)(d) <i>The Winnipeg Charter</i> limits the common law obligations of the City by stating that the city is not liable for loss or damage arising from rain, hail, snow, ice, sleet or slush in streets or in sidewalks in or adjacent to streets unless the city is grossly negligent. In addition, s. 486 of <i>The Winnipeg Charter</i> states the city is not liable for loss or damage as a result of an overflow of water from a sewer, drain, ditch or watercourse as a consequence of excessive snow, ice or	Legislated

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	rain.	
Sidewalk Snow & Ice Removal	CONTEMPLATED BY THE CHARTER AND DUTY OF CARE IMPOSED BY COMMON LAW – s. 475(3)(d) <i>The Winnipeg Charter</i> limits the common law obligations of the City by stating that the city is not liable for loss or damage arising from rain, hail, snow, ice, sleet or slush in streets or in sidewalks in or adjacent to streets unless the city is grossly negligent. In addition, s. 486 of <i>The Winnipeg Charter</i> states the city is not liable for loss or damage as a result of an overflow of water from a sewer, drain, ditch or watercourse as a consequence of excessive snow, ice or rain.	Legislated
Parks, Facility Snow & Ice Removal	CONTEMPLATED BY CHARTER AND DUTY OF CARE IMPOSED BY COMMON LAW – s. 475(3)(d) <i>The Winnipeg Charter</i> limits the common law obligations of the City by stating that the city is not liable for loss or damage arising from rain, hail, snow, ice, sleet or slush in streets or in sidewalks in or adjacent to streets unless the city is grossly negligent. In addition, s. 486 of <i>The Winnipeg Charter</i> states the city is not liable for loss or damage as a result of an overflow of water from a sewer, drain, ditch or watercourse as a consequence of excessive snow, ice or rain.	Legislated
Snow Disposal Sites	NOT REQUIRED BUT PRACTICALLY NECESSARY – in order for the City to meet its statutory and common law obligations to clear snow from streets, it must have some capacity to store snow.	Legislated

City Beautification

Litter Collection	CONTEMPLATED BY CHARTER – ss. 131 and 133 of the <i>Charter</i> refer to the City making by-laws respecting litter and s. 504 refers to	Legislated
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REQUIREMENTS TO PROVIDE SERVICES

	presumptions in by-laws respecting litter.	
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Transportation Planning and Traffic Management

Transportation Planning & Design	<p>CONTEMPLATED BY CHARTER – s. 136 of <i>The Winnipeg Charter</i> states that the City is responsible for managing streets. s. 139 provides that this includes authority over things such as designating a street as a limited access street, controlling private works in streets, parking meters. All this requires planning and design of streets.</p>	Legislated
Traffic/Right of Way Management	<p>REQUIRED - Under s. 138 of <i>The Winnipeg Charter</i> the city is the traffic authority under <i>The Highway Traffic Act</i> in respect of streets of which it has direction, control and management and, in respect of those streets, it has all the powers granted to, or enjoyed by, and duties charged on, a traffic authority under that Act. <i>The Highway Traffic Act</i> imposes a variety of obligations on traffic authorities.</p>	Legislated

Public Transit

Regular Transit	<p>CONTEMPLATED BY CHARTER – s. 162(1) of <i>The Winnipeg Charter</i> states Council may pass by-laws respecting local transportation systems and chartered bus services.</p>	Legislated
Transit Plus	<p>CONTEMPLATED BY CHARTER – s. 162(1) of <i>The Winnipeg Charter</i> states Council may pass by-laws respecting local transportation systems and chartered bus services. In addition, the Human Rights Code requires that the City provide an equivalent transit service for those individuals who cannot use the fixed</p>	Legislated

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	route transit service.	
Chartered Bus & Special Events Transit	CONTEMPLATED BY CHARTER – s. 162(1) of <i>The Winnipeg Charter</i> states Council may pass by-laws respecting local transportation systems and chartered bus services. In addition, s. 162(2)(b) Council may pass-by-laws prescribing the types of chartered bus services that the city may provide.	Legislated

Protection, Community Services & Parks

Community Liveability

Sub-Services	Notes	Legislated / Non-legislated
Vacant Building Enforcement	CONTEMPLATED BY CHARTER – s. 151(1)(d) of <i>The Winnipeg Charter</i> provides for by-laws establishing a system to regulate the condition and maintenance of vacant dwellings or non-residential buildings, or classes of them. As well, in ss. 190 – 200, the Charter sets out a process by which the City can take title to vacant buildings that are derelict.	Legislated
Community By-Law Enforcement	CONTEMPLATED BY CHARTER – S. 175 and following authorizes the City to appoint enforcement officers to enforce City by-laws.	Legislated

Arts, Entertainment and Culture

Museums	CONTEMPLATED BY CHARTER - S. 522 is a legislative mechanism for ensuring the continuity of governance of the St. Boniface Museum as well as imposing an obligation on the City to continue to maintain the said museum. There is no City obligation to maintain the other museums.	Legislated and Non-legislated
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Crime Prevention

Street Lighting	COMMON LAW DUTY OF CARE – At common law, the City has a duty to act as a reasonable municipality would in terms of people using its streets. s. 475(1) of <i>The Winnipeg Charter</i> states that the city must keep every street to a standard that is appropriate and keep it in repair. Lighting arguably required to meet these standards.	Legislated
Crime Prevention Initiatives	REQUIRED – s. 13 of The Police Services Act requires that a municipality with a population over 5000 must take responsibility for its own policing. Under s. 22(1)(a) the chief of a municipal police service is responsible for the enforcement of law, the prevention of crime and the preservation of the public peace in the municipality. In addition, under s. 25(b) of the Act, the duties of a police officer include preventing crime and offences against the laws in force in the municipality and assisting victims of crime.	Legislated

Emergency Management (formerly Disaster Preparedness and Response)

Emergency Management	REQUIRED - s. 22(1) of the <i>Fire Prevention and Emergency Response Act</i> requires that a municipality must establish a local incident management system for directing and managing emergency response services at the site of any emergency or disaster within its boundaries. S. 8(1) of <i>The Emergency Measures Act</i> requires that a municipality must prepare and adopt emergency preparedness programs and emergency plans and submit them to the coordinator for approval	Legislated
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REQUIREMENTS TO PROVIDE SERVICES

	and co-ordination with other emergency preparedness programs and emergency plans.	
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Fire & Injury Prevention

Fire & Injury Prevention Education	<p>CONTEMPLATED BY CHARTER - s. 165(1) of <i>The Winnipeg Charter</i> provides that Council may pass by-laws respecting a) the prevention and suppression of fires; and b) the protection of persons and property endangered by fires.</p>	Legislated and non-legislated
Fire Inspection	<p>REQUIRED – S. 20 of <i>The Fires Prevention and Emergency Response Act</i> provides that a local authority must enforce the Manitoba Fire Code. s. 165(2)(b) of <i>The Winnipeg Charter</i> states that council may pass by-laws with respect to acts, practices, conditions or things that may cause or aggravate fires.</p>	Legislated

Fire & Rescue Response

Fire Suppression & Life Rescue	<p>REQUIRED – s. 22 of <i>The Fires Prevention and Emergency Response Act</i> requires that every local authority must establish a local incident management system for directing and managing emergency response services at the site of any emergency or disaster within its boundaries. In addition, s. 165(1) of <i>The Winnipeg Charter</i> – Council may pass by-laws respecting a) the prevention and suppression of fires; and b) the protection of persons and property endangered by fires. In addition, s. 165(2)(c) of <i>The Winnipeg Charter</i> states that council may pass by-laws with respect to the prevention of fires or reducing the danger of damage, injury or loss of life from fires.</p>	Legislated
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REQUIREMENTS TO PROVIDE SERVICES

Fire Investigation	REQUIRED – s. 25 of <i>The Fires Prevention and Emergency Response Act</i> provides that the fire chief must investigate fires.	Legislated
Specialty Rescue	REQUIRED - s. 165(1) of <i>The Winnipeg Charter</i> – Council may pass by-laws respecting a) the prevention and suppression of fires; and b) the protection of persons and property endangered by fires.	Legislated

Parks & Urban Forestry

Park Amenity Maintenance	COMMON LAW DUTY OF CARE – the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> impose a duty to maintain City parks.	Legislated
Park Pathway Maintenance	COMMON LAW DUTY OF CARE – the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> impose a duty to maintain City parks.	Legislated
Weed Control	NOT REQUIRED UNLESS CLASSIFIED UNDER THE NOXIOUS WEEDS ACT – CONTEMPLATED BY THE CHARTER - Under s. 514(1) of <i>The Winnipeg Charter</i> the City has the responsibilities and duties charged on, and the powers and authority given to, a municipality under <i>The Noxious Weeds Act</i> . <i>The Noxious Weeds Act</i> authorizes a municipality to eradicate and control noxious weeds.	Legislated
Winter Amenity Maintenance	COMMON LAW DUTY OF CARE – the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City amenities.	Legislated

REQUIREMENTS TO PROVIDE SERVICES

Dutch Elm Disease Control (DED)	REQUIRED - Forest Health Protection Act and Regulations requires the City to cut down infected trees. The Province has delegated enforcement of the Act and Regulations to the City.	Legislated
Park Grass Maintenance	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> impose a duty to maintain City parks.	Legislated
Athletic Field Maintenance	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City athletic fields to a reasonable standard.	Legislated
Playground Management	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City playgrounds to a reasonable standard.	Legislated
Natural Areas Management	CONTEMPLATED IN THE CHARTER - Charter specifically notes that planning by-laws (Plan Winnipeg, secondary plans, zoning by-laws) may include protection for "sensitive lands", defined as (a) land that is susceptible to flooding or erosion or that has unstable slopes or poor drainage, (b) areas of special significance for animal, bird or plant life, including wetlands, forests and nesting areas, (c) land on which any development is likely to harm ecological diversity.	Legislated

Insect Control

Insect Control	CONTEMPLATED BY CHARTER – Section 134(2)(d) of Charter states that Council may pass a by-law respecting the control of insects.	Legislated
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REQUIREMENTS TO PROVIDE SERVICES

Libraries

Library Circulation	CONTEMPLATED IN CHARTER – s. 210(3) of <i>The Winnipeg Charter</i> states that despite any other provision of the Act, the City must permit residents of the city to have free use of the circulating and reference books of every public library and branch that it maintains.	Legislated
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Police Response

Police Response	REQUIRED – s. 13 of <i>The Police Services Act</i> requires that a municipality with a population over 5,000 must take responsibility for its own policing.	Legislated
Crime Investigation	REQUIRED - s. 13 of <i>The Police Services Act</i> requires that a municipality with a population over 5,000 must take responsibility for its own policing. Under s.22(1)(a) the chief of a municipal police service is responsible for the enforcement of law, the prevention of crime and the preservation of the public peace in the municipality. In addition, under s. 25(b) of the Act, the duties of a police officer include preventing crime and offences against the laws in force in the municipality and assisting victims of crime.	Legislated

REQUIREMENTS TO PROVIDE SERVICES

Police Training	REQUIRED - Section 48(2)(b) of <i>The Police Services Act</i> states the minister may make regulations prescribing training for new police officers, and ongoing training requirements for current police officers or any category of police officers. <i>The Police and Special Constables Regulation</i> requires that police officers must undergo a qualified training course, including the one provided by the Winnipeg Police Service.	Legislated
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Traffic Safety & Enforcement

Traffic Safety & Enforcement – Automated	REQUIRED - Under the Charter, the City is the traffic authority for streets in the city. The City is required to enforce Provincial laws, including The Highway Traffic Act which regulates speeds and driving generally. How it does so – whether by photo radar/ red light camera, or WPS officers – is an operational decision. Photo radar/red light camera is authorized by the Highway Traffic Act.	Legislated
Traffic Safety & Enforcement - Officer	REQUIRED - Under the Charter, the City is the traffic authority for streets in the city. The City is required to enforce Provincial laws, including The Highway Traffic Act which regulates speeds and driving generally. How it does so – whether by photo radar/ red light camera, or WPS officers – is an operational decision.	Legislated
Traffic Safety & Enforcement – Division	REQUIRED - Under the Charter, the City is the traffic authority for streets in the city. The City is required to enforce Provincial laws, including The Highway Traffic Act which regulates speeds and driving generally.	Legislated

Property and Development, Heritage & Downtown

City Planning

Sub-Services	Notes	Legislated / Non-legislated
Area Development & Renewal Planning	REQUIRED – s. 236 of <i>The Winnipeg Charter</i> provides that Council must, by by-law, adopt a development plan, referred to as “Plan Winnipeg”. S. 236 of <i>The Winnipeg Charter</i> provides that Council must pass zoning by-laws to control or prohibit the use of real property and development in the city or parts of the city. Zoning by laws can be for any of the items listed in s.236(2) of <i>The Winnipeg Charter</i>	Legislated
City-wide Long Range Planning	REQUIRED – s. 236 of <i>The Winnipeg Charter</i> provides that Council must, by by-law, adopt a development plan, referred to as “Plan Winnipeg”.	Legislated

Developer Approvals, Building Permits & Inspection

Residential Development Approvals & Inspections	REQUIRED – <i>The Buildings and Mobile Homes Act</i> requires that municipalities must adopt and enforce the Building Code. Section 152 of <i>The Winnipeg Charter</i> requires that the City must examine and approve plans of construction before issuing permits.	Legislated
Commercial Development Approvals & Inspections	REQUIRED – <i>The Buildings and Mobile Homes Act</i> requires that municipalities must adopt and enforce the Building Code. Section 152 of <i>The Winnipeg Charter</i> requires that the City must examine and approve plans of construction before issuing permits.	Legislated

REQUIREMENTS TO PROVIDE SERVICES

Cemeteries

Cemeteries	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City cemeteries to a reasonable standard.	Legislated and non-legislated
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Heritage Conservation

Heritage Conservation	CONTEMPLATED IN CHARTER – s. 157.1 provides that Council may pass by-laws respecting buildings, parcels of land or areas that council considers to be of special architectural or historic interest.	Legislated
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Property Asset Management

Municipal Accommodations	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City facilities to a reasonable standard.	Legislated
Pool Facilities	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City pools to a reasonable standard.	Legislated
Arena Facilities	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City arenas to a reasonable standard.	Legislated
Recreation Centres	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City recreation facilities to a reasonable standard.	Legislated

REQUIREMENTS TO PROVIDE SERVICES

Community Centre Facilities	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain community centres (which are owned by the City) to a reasonable standard.	Legislated
Land & Property	COMMON LAW DUTY OF CARE - the common law obligation to act reasonably and <i>The Occupiers' Liability Act</i> imposes a duty to maintain City land and property to a reasonable standard.	Legislated

Water & Waste, Riverbank Management & the Environment

Land Drainage & Flood Control

Sub-Services	Notes	Legislated / Non-legislated
Flood Control	CONTEMPLATED BY THE CHARTER – S. 161(1)(c) of <i>The Winnipeg Charter</i> states that Council may pass by-laws to secure the proper drainage of the land in the city. In addition, flooding is specifically contemplated as an emergency in s. 223 of the Charter.	Legislated
Waterways Management	CONTEMPLATED BY THE CHARTER – s. 159 of <i>The Winnipeg Charter</i> states that Council may pass by-laws respecting waterways and specifically provides for regulation of construction and activities on or near waterways.	Legislated
Land Drainage	CONTEMPLATED BY CHARTER – S. 161(1)(c) of <i>The Winnipeg Charter</i> states that Council may pass by-laws to secure the proper drainage of the land in the city.	Legislated

REQUIREMENTS TO PROVIDE SERVICES

Solid Waste Collection & Disposal

Solid Waste Collection	<p>CONTEMPLATED BY THE CHARTER – S. 161(1)(a) of <i>The Winnipeg Charter</i> states Council may pass by-laws with respect to the collection, handling, recycling and disposal of solid waste. Such a by-law may include provisions respecting the location where, and manner in which, owners and occupants of property are required to provide receptacles for solid waste; the removal and disposal of solid waste by owners and occupants of property on which the waste originates; and the establishment and use of sanitary landfill sites, inorganic materials disposal grounds and other facilities for the disposal of solid waste.</p>	Legislated
Solid Waste Disposal	<p>CONTEMPLATED BY CHARTER – S. 161(1)(b) of <i>The Winnipeg Charter</i> states Council may pass by-laws with respect to the collection, handling, treatment and disposal of solid waste. Such a by-law may include provisions respecting the removal and disposal of solid waste by owners and occupants of property on which the waste originates, and the establishment and use of sanitary landfill sites, inorganic materials disposal grounds and other facilities for the disposal of solid waste.</p>	Legislated

Recycling & Waste Diversion

Recycling	<p>CONTEMPLATED BY CHARTER – S. 161(1)(a) of <i>The Winnipeg Charter</i> states Council may pass by-laws with respect to the collection, handling, recycling and disposal of solid waste.</p>	Legislated
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REQUIREMENTS TO PROVIDE SERVICES

Waste Diversion	<p>CONTEMPLATED IN THE CHARTER - S. 161(1)(b) of <i>The Winnipeg Charter</i> states Council may pass by-laws with respect to the collection, handling, treatment and disposal of solid waste. Such a by-law may include provisions respecting the establishment and use of sanitary landfill sites, inorganic materials disposal grounds and other facilities for the disposal of solid waste.</p>	Legislated
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Wastewater

Wastewater Collection	<p>CONTEMPLATED BY CHARTER – S. 161(1)(b) of <i>The Winnipeg Charter</i> – Council may pass by-laws with respect to the handling, treatment and disposal of wastewater.</p>	Legislated
Wastewater Treatment	<p>REQUIRED – provincial and federal legislation regulates the discharge of wastewater. S. 161(1)(b) of <i>The Winnipeg Charter</i> – Council may pass by-laws with respect to the handling, treatment and disposal of wastewater.</p>	Legislated

Water

Water Supply & Treatment	<p>REQUIRED - S. 160(1) of <i>The Winnipeg Charter</i> states the City must ensure a supply of water for its citizens. In addition, s. 160(4)(a) of <i>The Winnipeg Charter</i> states council may pass by laws with respect to the protection of the city’s water supply from health hazards.</p>	Legislated
Water Distribution	<p>REQUIRED – s. 160(1) of <i>The Winnipeg Charter</i> states the City must ensure a supply of water. Moreover, s.160(4)(b) of <i>The Winnipeg Charter</i> states Council may pass by-laws with respect to the manner, extent and nature of the supply of water from its waterworks to its properties.</p>	Legislated

Innovation & Economic Development

Animal Services (SOA)

Sub-Services	Notes	Legislated / Non-legislated
Animal Services (SOA)	CONTEMPLATED BY CHARTER - s. 129 of <i>The City of Winnipeg Charter</i> allows Council to pass by-laws in respect of “wild and domesticated animals and birds, and activities in relation to them”, and s. 509 prohibits dogs from running at large (which the City is required to enforce).	Legislated

Parking Authority (SOA)

Parking Facilities	COMMON LAW DUTY OF CARE – the common law obligation to act reasonably and <i>The Occupiers’ Liability Act</i> impose a duty to maintain City-owned parking facilities.	Legislated
On-Street Parking Enforcement	CONTEMPLATED BY CHARTER – s. 139(g) of <i>The Winnipeg Charter</i> states council may pass by-laws with respect to the installation and use of parking meters.	Legislated
On-Street Parking	CONTEMPLATED BY CHARTER – s. 139(g) of <i>The Winnipeg Charter</i> states council may pass by-laws with respect to the installation and use of parking meters.	Legislated
Vehicles for Hire	REQUIRED – s. 3(3) of the Local Vehicles for Hire Act requires Winnipeg to make by-laws “for the purpose of regulating the vehicle-for-hire industry, including vehicles for hire and vehicle-for-hire businesses...”	Legislated

REQUIREMENTS TO PROVIDE SERVICES

<p>MBEA (Municipal By-law Enforcement Act) – Non-Parking</p>	<p>REQUIRED – <i>The Municipal By-law Enforcement Act</i> sets out a process for enforcing City by-laws. S. 175 and following of the Charter authorizes the City to appoint enforcement officers to enforce City by-laws.</p>	<p>Legislated</p>
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Innovation, Transformation & Technology

<p>Information Technology</p>	<p>NOT LEGISLATIVELY REQUIRED, PRACTICALLY NECESSARY – although it is not required for the City to use information technology, if it is used, the City must comply with a variety of laws concerning the security of information contained in its systems</p>	<p>Legislated</p>
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2020 Budget – Non-Legislated Services

Executive Policy Committee

Contact Centre- 311

Sub-Services	Notes	Legislated / Non-legislated
Contact Centre – 311	NOT REQUIRED	Non-legislated

Organizational & Support Services

Indigenous Relations	NOT REQUIRED	Non-legislated
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Council Services

Executive Support	NOT REQUIRED	Non-legislated
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Infrastructure Renewal & Public Works

City Beautification

Sub-Services	Notes	Legislated / Non-legislated
Public Gardens/Landscaping	NOT REQUIRED	Non-legislated
Ornamental Lighting/Flags & Banners/Public Art	NOT REQUIRED	Non-legislated
Graffiti Control	NOT REQUIRED	Non-legislated
Regional Street Cleaning	NOT REQUIRED	Non-legislated
Local Street Cleaning	NOT REQUIRED	Non-legislated

Innovation and Economic Development

Winnipeg Fleet Management Agency (SOA)

Sub-Services	Notes	Legislated / Non-legislated
Winnipeg Fleet Management Agency (SOA)	NOT REQUIRED	Non-legislated

REQUIREMENTS TO PROVIDE SERVICES

Golf Services (SOA)

Golf Courses (SOA)	NOT REQUIRED	Non-legislated
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Innovation, Transformation & Technology

Innovation	NOT REQUIRED	Non-legislated
Enterprise Transformation	NOT REQUIRED	Non-legislated

Protection, Community Services and Parks

Arts, Entertainment & Culture

Sub-Services	Notes	Legislated / Non-legislated
Arts, Entertainment & Culture Grants	NOT REQUIRED	Non-legislated
Arts, Entertainment & Culture Events	NOT REQUIRED	Non-legislated
Assiniboine Park Conservancy	NOT REQUIRED	Non-legislated

Crime Prevention

Community Policing	NOT REQUIRED – s. 13 of <i>The Police Services Act</i> requires that a municipality with a population over 5000 must take responsibility for its own policing. However, community policing as a strategy is not required by statute.	Non-legislated
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Community Liveability

Bicycle Recovery	NOT REQUIRED	Non-legislated
Community Crisis Response	NOT REQUIRED	Non-legislated
Community Grants	NOT REQUIRED	Non-legislated
Community Development	NOT REQUIRED	Non-legislated

Fire and Rescue Response

Fire Paramedic Response	NOT REQUIRED	Non-legislated
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REQUIREMENTS TO PROVIDE SERVICES

Libraries

Library Information	NOT REQUIRED	Non-legislated
Children’s Library	NOT REQUIRED	Non-legislated

Medical Response

Emergency Ambulance	NOT REQUIRED – Delivered via contract with Shared Health.	Non-legislated
Medical Transfers		Non-legislated
Community Paramedicine		Non-legislated

Parks and Urban Forestry

Park Planning and Development	NOT REQUIRED	Non-legislated
Tree Planting	NOT REQUIRED	Non-legislated
Tree Pruning and Removal (non DED)	NOT REQUIRED	Non-legislated

Police Response

Contract Policing	NOT REQUIRED	Non-legislated
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Recreation

Sub-Services	Notes	Legislated / Non-legislated
Aquatic Services	NOT REQUIRED	Non-legislated
Recreation Services	NOT REQUIRED	Non-legislated
Arenas	NOT REQUIRED	Non legislated
Community Centres	NOT REQUIRED	Non legislated

Property and Development, Heritage and Downtown Development

Economic Development

Economic Development	NOT REQUIRED	Non-legislated
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Neighbourhood Revitalization

Housing Initiatives	NOT REQUIRED	Non-legislated
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