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THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 115-92

A BY-LAW TO REPEAL BY-LAW NUMBER 50-86 (241-243 MCGILL STREET, COBOURG).

WHEREAS The Ontario Heritage Act, R.S.O. 1990, Chapter O.18, Section 41(2) provides that no property designated by a council of a municipality under Part IV shall be designated as part of a heritage conservation district;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg has enacted By-law No. 27-90, as amended by By-law No. 118-91, designating three heritage conservation districts and the by-laws have received approval of the Ontario Municipal Board;

AND WHEREAS the Ontario Heritage Act, R.S.O. 1990, Chapter O.18 Section 31 authorizes the Council of a municipality to enact by-laws to repeal a by-law designating real property including all buildings and structures thereon, to be of architectural and/or historical value or interest;

AND WHEREAS the Cobourg Municipal Council enacted By-law No. 50-86 on the 28th day of April, 1986, being a by-law to designate property at 241-243 McGill Street, Cobourg as being of architectural and/or historical value or interest;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg has caused to be served on the owner of the lands and premises known as 241-243 McGill Street, Cobourg and upon the Ontario Heritage Foundation, notice of intention to repeal By-law No. 50-86 designating the aforesaid real property and has caused such notice of intention to be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks;

AND WHEREAS no notice of objection to the proposed repealing by-law has been received;

NOW THEREFORE the Municipal Council of the Corporation of the Town of Cobourg enacts as follows:

1. THAT By-law No. 50-86 designating the real property known as 241-243 McGill Street, Cobourg and more particularly described in Schedule "A" hereto is hereby repealed.
2. THAT a copy of this by-law together with the reasons for repealing the designation be registered against the property described in Schedule "A" hereto in the land registry office.
3. THAT a copy of this by-law be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and that notice of the passing of this by-law be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks.

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READ a first, second and third time and finally passed in
Open Council this 20th day of July, 1992.



Mayor



Municipal Clerk

THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 115-92

SCHEDULE "A"

ALL THAT PORTION in the Town of Cobourg, in the County of Northumberland, being composed of part Lot 7, Block 1, south of Swayne Street in the said Town; being formerly part of Lot 16, Concession A, Township of Hamilton, and which said portion has an area of 5357 square feet and is shown in heavy outline on plan of survey attached to registered Instrument No. 97027.

PREMISING that all bearings are astronomic derived from the limits of King Street having a bearing of north $72^{\circ} 12' 40''$ east and relating all bearings herein, thereto.

COMMENCING at a survey monument planted at the northeast angle of the said Lot 7, being also the intersection of the southerly limit of Swayne Street with the westerly limit of McGill Street.

THENCE south $17^{\circ} 31' 20''$ east along the westerly limit of McGill Street, 81.32 feet to a survey monument.

THENCE south $72^{\circ} 12' 40''$ west, 66.0 feet a survey monument.

THENCE north $17^{\circ} 31' 20''$ west, 81.32 feet to a survey monument planted in a southerly limit of Swayne Street.

THENCE north $71^{\circ} 56' 30''$ east, along the southerly limit of Swayne Street, 66.0 feet to the northeast angle of the said Lot and being the POINT OF COMMENCEMENT.

SUBJECT TO A RIGHT-OF WAY to those entitled thereof, over a triangular portion of land more particularly described as follows:

COMMENCING at a point in the west limit of the said lot distant 57 feet from the northwest angle thereof;

THENCE south $17^{\circ} 31' 20''$ east a distance of 24 feet to an iron bar;

THENCE north $72^{\circ} 12' 40''$ east a distance of 22 feet to a point;

THENCE northwesterly in a straight line to the point of commencement (the said right-of-way as shown on the plan of survey attached to registered Instrument No. 97027).

TOGETHER with a right-of-way with those entitled thereto over a strip of land more particularly described as follows:

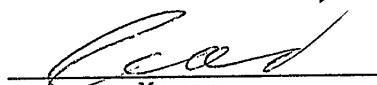
COMMENCING at a point in the east limit of the said lot distant 81.32 feet from the northeast angle thereof;

THENCE south $72^{\circ} 12' 40''$ west a distance of 66 feet to an iron bar in the west limit of the said lot;

THENCE south $17^{\circ} 31' 20''$ east a distance of 8 feet to a point;

THENCE north $72^{\circ} 12' 40''$ east a distance of 66 feet to a point in the east limit of the said lot;

THENCE north $17^{\circ} 31' 20''$ west a distance of 8 feet to the point of commencement;


Mayor


Municipal Clerk

STATEMENT OF REASONS FOR REPEALING BY-LAW NO. 50-86

The Cobourg Municipal Council has enacted By-law No. 27-90, as amended by By-law No. 118-91, designating three heritage conservation districts and has submitted the By-law to the Ontario Municipal Board for approval, therefore, the Municipal Council proposes to repeal By-law No. 50-86.

The Ontario Heritage Act, R.S.O. 1990, Chapter 337, provides in part that no individual property designated by a council of a municipality under Part IV of the Act to be of architectural and/or historical value or interest, shall be designated as part of a heritage conservation district under Part V of the Act.