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DATED:

CORPORATION OF THE TOWN OF
NIAGARA-ON-THE-LAKE

BY-LAW NO. 1271-82

A BY-LAW TO DESIGNATE THE PROPERTY
KNOWN MUNICIPALLY AS THE WARNER CEMETERY
(METHODIST EPISCOPAL CHURCH CEMETERY)
WARNER ROAD, NIAGARA-ON-THE-LAKE, AS
BEING OF HISTORICAL VALUE OR INTEREST.

451872

No.
Registry Division of Niagara North (No. 30)
I CERTIFY that this instrument is registered as of

(204) M. OCT 29 1982 In the

Registry Office
at St. Catharines,
Ontario.


LAND REGISTRAR

THE CORPORATION OF THE TOWN OF
NIAGARA-ON-THE-LAKE
P.O. BOX 100
VIRGIL, ONTARIO
L0S 1T0

15-1

C O R P O R A T I O N
OF THE
TOWN OF NIAGARA-ON-THE-LAKE
BY-LAW NO. 1271-82

A BY-LAW TO DESIGNATE THE PROPERTY KNOWN MUNICIPALLY
AS THE WARNER CEMETERY (METHODIST EPISCOPAL CHURCH
CEMETERY), WARNER ROAD, NIAGARA-ON-THE-LAKE, AS BEING
OF HISTORICAL VALUE OR INTEREST

WHEREAS section 29 of The Ontario Heritage Act, 1974 authorizes the Council of a municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of architectural or historic value or interest; and

WHEREAS the Council of the Corporation of the Town of Niagara-on-the-Lake has caused to be served on the owners of the lands and premises known as The Warner Cemetery (Methodist Episcopal Church Cemetery), Warner Road, Niagara-on-the-Lake, and upon the Ontario Heritage Foundation, notice of intention to so designate 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

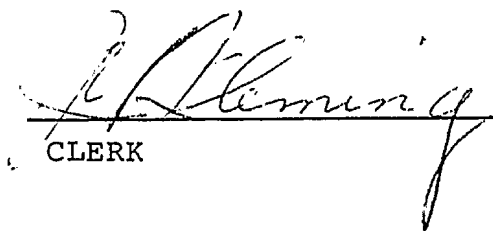
WHEREAS the reasons for designation are set out in Schedule "B" hereto; and

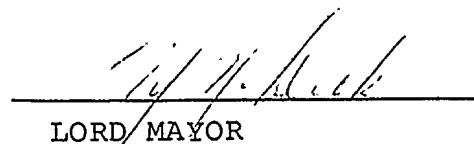
WHEREAS no notice of objection to the proposed designation has been served on the clerk of the municipality;

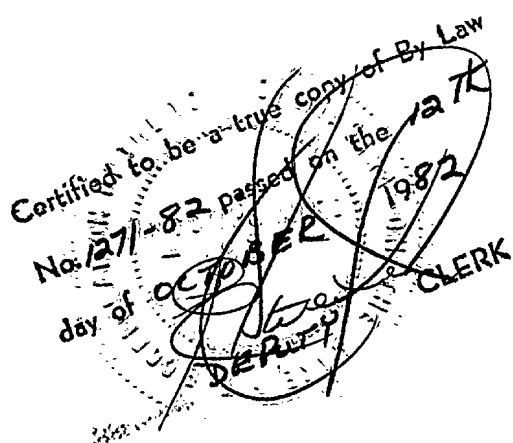
THEREFORE the Council of the Corporation of the Town of Niagara-on-the-Lake enacts as follows:

1. There is designated as being of historical value or interest, the real property known as the Warner Cemetery (Methodist Episcopal Church Cemetery), Warner Road, Niagara-on-the-Lake, more particularly described in Schedule "A" hereto.
2. The municipal solicitor is hereby authorized to cause a copy of this by-law to be registered against the property described in Schedule "A" hereto in the proper land registry office.
3. The Clerk is hereby authorized to cause a copy of this by-law to be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and to cause notice of the passing of this by-law to be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks.

READ A FIRST AND SECOND TIME THIS 12th DAY OF *October*, A.D. 1982
READ A THIRD TIME AND PASSED THIS 12th DAY OF *October*, A.D. 1982


CLERK


LORD MAYOR



SCHEDULE "A" to
Warner Cemetery
Warner Rd., Niagara-on-the-Lake

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Town of Niagara-on-the-Lake in the Regional Municipality of Niagara, (formerly in the Township of Niagara, in the County of Lincoln) being composed of Part of Lot 139 in the former Township of Niagara,
BEGINNING at an iron bar planted in the Northerly boundary of the road allowance between the Counties of Lincoln and Welland at the point where the said Northerly boundary intercepts the Northerly boundary of the Queen Elizabeth Highway as shown on Highway Plan 141;
THENCE North 35 degrees 48 minutes West, 173.67 feet to an iron bar;
THENCE North 79 degrees 26 minutes East, 38.0 feet to a point which point is the point of commencement of the herein described parcel;
THENCE North 49 degrees 04 minutes West, 101.92 feet more or less to a point;
THENCE North 28 degrees 28 minutes West, 98.28 feet more or less to a point;
THENCE North 63 degrees 16 minutes East, 186.3 feet to an iron post;
THENCE South 19 degrees 14 minutes East, 230.3 feet to an iron post;
THENCE South 79 degrees 26 minutes West, 130.0 feet more or less to the point of commencement containing by admeasurement .98 acres more or less.

SCHEDULE "B" to

THE WARNER BURIAL GROUNDS
Warner Rd., Niagara-on-the-Lake

This site is the earliest Methodist burial ground recorded in the area, its establishment dating from the first decade of the 19th century and the original survey recorded in 1805. The older part of the graveyard is noteworthy historically as being the burial place of several notable early settlers of U.E.L. descent as well as six members of Butler's Rangers. Several old gravestones survive. The older part of the graveyard, where early burials are all located, is the area to be designated.