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## Office of the Clerk

JAN 25 2005

RECEIVED  
JAN 31 2005  
CONSERVATION REVIEW  
BOARD

January 21, 2005  
File No. 310701

REGISTERED MAIL

Ontario Heritage Foundation  
10 Adelaide Street East  
Toronto, ON  
M5C 1J3

Dear Sir/Madam:

**Re: Designation of 168 Battery Street, Fort Erie  
Ontario Heritage Act**

Please be advised the Municipal Council of the Town of Fort Erie at its Regular meeting held January 17, 2005, approved By-law No. 3-05, being a by-law to designate 168 Battery Street, under the *Ontario Heritage Act*.

Pursuant to Section 29(6)(a) of the *Ontario Heritage Act*, you are hereby served with a certified copy of By-law No. 3-05.

Yours very truly,

Carolyn J. Kett, A.M.C.T.  
Town Clerk  
[ckett@forterie.on.ca](mailto:ckett@forterie.on.ca)  
CJK/cw

cc: D. Heyworth, Senior Policy Advisor

Jan 31/05  
C/K

Mailing Address:

The Corporation of the Town of Fort Erie  
Municipal Centre, 1 Municipal Centre Drive  
Fort Erie, Ontario, Canada L2A 2S6

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## The Municipal Corporation of the Town of Fort Erie

BY-LAW NO. 3-05

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### BEING A BY-LAW TO DESIGNATE LANDS AT 168 BATTERY STREET AS BEING OF ARCHITECTURAL VALUE OR INTEREST UNDER THE *ONTARIO HERITAGE ACT*

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**WHEREAS** Section 29 of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, as amended, authorizes the council of a municipality to pass a by-law to designate a property within the municipality to be of historic or architectural value or interest, and

**WHEREAS** notice of intention to designate as required under Section 29(1) of the aforesaid Act was served on the owner of the property described as Lots 2 and 3, Plan 9218, NP505 for the former Town of Fort Erie, now in the Town of Fort Erie and known municipally as 168 Battery Street and upon the Ontario Heritage Foundation, and

**WHEREAS** notice of intention to so designate the aforesaid property was published in The Times, a newspaper having general circulation in the Town of Fort Erie, on December 11, 18 and 25, 2004, and

**WHEREAS** the reasons for the designation are set out in Schedule "A" annexed hereto and forming part of this by-law, and

**WHEREAS** no notice of objection to the proposed designation has been served on the Clerk of the Town of Fort Erie;

**NOW THEREFORE** the Municipal Council of The Corporation of the Town of Fort Erie hereby enacts as follows:

1. **THAT** the building on property known municipally as 168 Battery Street and described as Lots 2 and 3, Plan 9218, NP505 for the former Town of Fort Erie, now in the Town of Fort Erie, in the Regional Municipality of Niagara, be and it is hereby designated as being of architectural value or interest under the *Ontario Heritage Act*.
2. **THAT** the Clerk shall cause a copy of this by-law to be registered against the title to the aforesaid property in the local Land Registry Office, as required by Section 29(6)(a) of the *Ontario Heritage Act*.
3. **THAT** the Clerk shall 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 Times, a newspaper having general circulation in the municipality.

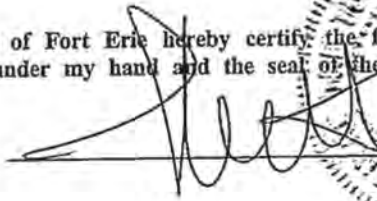
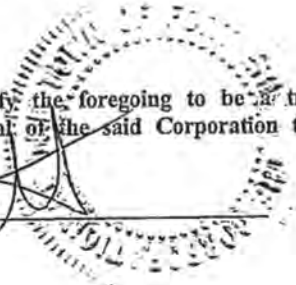
4. **THAT** the Clerk shall include the designation of the aforesaid property in the Register which is kept by the Clerk of the Town of Fort Erie pursuant to Section 27 of the *Ontario Heritage Act*, R.S.O., Chapter O.18, as amended.
5. **THAT** pursuant to the provisions of Section 227 of the *Municipal Act, 2001*, the Clerk of the Town of Fort Erie is hereby authorized to effect any minor modifications or corrections of an administrative, numerical, grammatical, semantical or descriptive nature or kind to the by-law and schedule(s) as may be deemed necessary after the passage of this by-law.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 17<sup>TH</sup> DAY OF JANUARY, 2005.**

  
MAYOR

  
CLERK

I, Carolyn J. Kett, Clerk, of The Corporation of the Town of Fort Erie hereby certify the foregoing to be a true certified copy of By-law No. 3-05 of the said Town. Given under my hand and the seal of the said Corporation this 20<sup>TH</sup> day of JANUARY, 2005.

### REASONS FOR DESIGNATION

The two-storey frame, single detached house and property are located at 168 Battery Street and is commonly known as Stanton House. It was built around 1836 by James Robertson Stanton. James Robertson Stanton, born in 1814 was the son of William Stanton, Commissary General of the British Army and Margaret Robertson, the first white woman in the district. James Stanton was the first Town Clerk and died in 1863. He is buried in the St. Paul's Church Cemetery. In 1866 James Stanton's wife, Martha Stanton, served breakfast to the invading Fenians. A few days after the battle, the Stantons used the house as a hospital. The house was also used to shelter slaves fleeing the United States.

The house represents the Italian style architecture. It is constructed of red brick and sits on a red brick foundation. The cottage style roof is supported under the eaves with turned rosette brackets. The bay window on the main floor is three sided with ornamental surrounds and roof brackets. The eighteen pane double hung windows match the rest of the house. The exterior red brick of the house has been painted and an addition has been added at the rear. The original long verandah at the front of the house has been removed. The remainder of the house is much the same as it was when the Stantons lived there. Key architectural aspects of the inside of the house remain intact. There is a staircase leading from the vestibule to the second floor. The hand railing is cyma and bead. In the living room there is a white and black marble fireplace with a marble mantle and enameled tiled hearth. There are carved pilasters with bead moulding on the sides of the mantle. Grape leaf mouldings topped by eight inch Italian mouldings surround the ceiling in the front vestibule and hall. The archway, which separates the vestibule and hall, starts half way up the wall and continues across the ceiling. It is moulded and sits on corbels with grape leaves and clusters for decoration.