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BY-LAW NUMBER 78-94

A by-law of The Corporation of the City of Ottawa to designate 46 Cartier Street to be of historic and architectural value or interest;

WHEREAS the Ontario Heritage Act, R.S.O. 1990, c. O.18, authorizes the Council of a municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of historic and architectural value or interest;

AND WHEREAS the Council of The Corporation of the City of Ottawa has caused to be served upon the owners of the lands and premises known municipally as 46 Cartier Street more particularly described in Schedule "A" hereto, 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 once a week for three consecutive weeks in the Ottawa Citizen on February 20, 27 and March 6, 1994 and in Le Droit on February 19, 26 and on March 5, 1994, newspapers having a general circulation in the City of Ottawa;

AND WHEREAS no notice of objection to the said proposed designation was served upon the Clerk of the municipality;

AND WHEREAS the reasons for the designation are set out as Schedule "B" hereto;

THEREFORE the Council of The Corporation of the City of Ottawa enacts as follows:

1. There is designated as being of historic and architectural value or interest the real property more particularly described in Schedule "A" hereto, known as 46 Cartier Street.
2. The reasons for the designation are set out as Schedule "B" hereto.
3. The City 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.
4. The City Clerk is hereby authorized to cause a copy of this By-law to be served upon the owners of the property described in Schedule "A", and upon the Ontario Heritage Foundation, and to cause notice of this By-law to be published in a newspaper having a general circulation in the City of Ottawa.
5. The Schedules attached hereto and marked Schedule "A" and Schedule "B" form part of this By-law and all notations, references and other information contained therein shall be as much a part of this By-law as if all the matters and information set forth by the said Schedules were all fully described herein.

GIVEN under the corporate seal of the City of Ottawa this 20th day of April 1994.

  
CITY CLERK

  
MAYOR

CERTIFIED TRUE COPY	
Pierre Page	City Clerk
Date	26-4-94

SCHEDULE "A"

Part of Lot 64 and Lot 3 on Plan 14350, City of Ottawa, Regional Municipality of Ottawa-Carleton, being composed of Parts of Lot 64 on the North side of Somerset Street and Lot Number 3 on the West side of Cartier Street, in the said City of Ottawa as shown on a registered Plan prepared by R. Sparks, P.L.S. and registered in the Land Registry Division of Ottawa-Carleton (No. 5) as Plan No. 14350, more particularly described as follows:

COMMENCING at the point of intersection of the North side of Somerset Street and of the West side of Cartier Street;

THENCE along the North side of Somerset Street in a westerly direction to a point sixty-five feet (65') from the said point of intersection;

THENCE northerly and on a course parallel to the easterly boundary of Lot 63 on by the North side of Somerset Street to a point on the north boundary line of said Lot No. 3 on the West side of Cartier Street;

THENCE easterly along the said north boundary line of said Lot 3 to the west boundary line of Cartier Street;

THENCE Southerly along the west boundary line of Cartier Street to the place of beginning as shown on a registered Plan prepared by R. Sparks, P.L.S. dated July 28, 1876.

The lands herein described are the same lands as in Instrument No. N291717.

SCHEDULE "B"

STATEMENT OF REASONS FOR DESIGNATION

The property at 46 Cartier Street is recommended for designation as being of architectural and historical interest. This Queen Anne Revival Style house was built in 1901 as the retirement residence of prominent Centretown businessman, Newell Bate. It was later the Ottawa residence of New Brunswick Senator George W. Fowler and, from 1924-1942, it was the home of Supreme Court Justice Thibodeau Rinfret. From 1942-1965, the house at 46 Cartier Street was occupied by the D'Youville Convent, and was later a nursing home.

This grandly-scaled house reflects the early character of its neighbourhood. It was the first construction at the site, and was built at the latter half of the neighbourhood's first development phase. It is an excellent example of local Queen Anne Revival Style, distinguished by its prominent and elaborate chimney stacks, irregular plan, shingled porches and gables and the decorative use of both brick and stone exterior finishes.



City of  
Ville d' OTTAWA

SUZANNE L. MCGLASHAN

COMMISSIONER/COMMISSAIRE  
DEPARTMENT OF CORPORATE SERVICES  
SERVICES INTÉGRÉS  
Council & Statutory Services/  
Services au Conseil et Services officiels  
Bytown Pavilion/Pavillon Bytown  
First Level/Rézet-de-chaussée  
111, promenade Sussex Drive  
Ottawa, Ontario K1N 5A1  
Tel: (613) 564-1387 FAX: (613) 564-8409

Our File/Notre Dossier: ACS1993/1304-324

Reply To: Répondre à:

P. G. Page, City Clerk/Greffier

May 11, 1994

Chairman  
Ontario Heritage Foundation  
77 Bloor St. W.  
7th Floor  
Toronto, Ontario  
M5S 1M2

Dear Sir/Madam:

The Council of the Corporation of the City of Ottawa on the 20th day of April, 1994, enacted By-Law Number 78-94 and thereby designated the property known municipally as 46 Cartier Street, in the City of Ottawa pursuant to The Ontario Heritage Act, R.S.O. 1980, c. 337.

Enclosed herewith is a certified copy of By-law Number 78-94 and the Notice of Designating By-law served according to the Act.

Yours truly,

P.G. Page  
City Clerk

/cp

Enc.

REGISTERED

IN THE MATTER OF THE ONTARIO HERITAGE ACT

The Council of the Corporation of the City of Ottawa on the 20th day of April, 1994, enacted By-law Number 78-94 designating the following heritage property for its historical and architectural value.

46 Cartier Street

A copy of this By-law may be obtained at the Office of the City Clerk.

DATED at Ottawa this 14th day of May, 1994.

P.G. Pagé  
City Clerk