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THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 042-2016

A BY-LAW TO ADOPT THE COMMERCIAL CORE HERITAGE CONSERVATION DISTRICT PLAN PURSUANT TO THE PROVISIONS OF THE ONTARIO HERITAGE ACT (R.S.O. 1990, O.18), AS AMENDED.

WHEREAS Section 41 of the *Ontario Heritage Act*, R.S.O. 1990, chapter O.18, as amended, authorizes the Council of a municipality to enact by-laws to designate a defined area, including all buildings and structures thereon, to be a Heritage Conservation District;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg passed By-law number 27-90 on the 19th day of February, 1990, to designate a Heritage Conservation District within the Town of Cobourg, pursuant to Section 41(1) of the *Ontario Heritage Act*, R.S.O. 1980, Chapter 337;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg passed By-law number 118-91 on the 25th day of November, 1991, to amend By-law number 27-90 and create three Heritage Conservation Districts in the Town of Cobourg, namely: The Commercial Core Heritage Conservation District, The East Heritage Conservation District, and the West Heritage Conservation District;

AND WHEREAS pursuant to subsection 41.1(1) of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, as amended, a municipality shall adopt a Heritage Conservation District Plan for each district that is designated in the by-law;

AND WHEREAS a Heritage Conservation District Study prepared by Robert D. Mikel in February-March 1991 and the General Heritage Guidelines for the Town of Cobourg were adopted as the Heritage Conservation District Plan;

AND WHEREAS the Heritage Conservation District Plan was approved in 1991 and has not been updated since its inception;

AND WHEREAS it is desirable to establish a Heritage Conservation District Plan for the Commercial Core Heritage Conservation District that is consistent with current legislation and best practices;

AND WHEREAS section 41.1(2) of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, as amended, authorizes the Council of a municipality to enact by-laws to adopt a Heritage Conservation District Plan for an existing designated Heritage Conservation District;

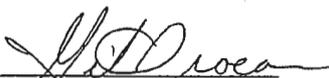
AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg, as required by Section 41.1(6) of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, as amended, has made available to the public the Town of Cobourg Heritage Master Plan and the Commercial Core Heritage Conservation District Plan, and held the statutory public meeting on the 25th day of April, 2016, with appropriate notice given in accordance with the *Ontario Heritage Act*;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg has consulted with its Municipal Heritage Advisory Committee;

NOW THEREFORE be it resolved that the Municipal Council of the Corporation of the Town of Cobourg enacts as follows:

1. **THAT** the plan shown in Schedule "A" attached hereto and forming part of this by-law, is hereby adopted as the Heritage Conservation District Plan for the Commercial Core Heritage Conservation District.
2. **THAT** this by-law shall come into force in accordance with Section 41 of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, as amended, either on the day following the last day of the prescribed appeal period or as otherwise provided by subsection 41(10) of the Act.

READ a first, second and third time and finally passed in Open Council
this 24th day of May, 2016.


MAYOR


MUNICIPAL CLERK