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The Corporation of the  
**City of Kawartha Lakes**  
*Economic Development*  
180 Kent St. W, Lindsay  
Tel: 705-324-9411  
Toll Free: 1-888-822-2225  
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Economic Development Officer – Arts, Culture and Heritage

July 25, 2019

Erin Semande  
Registrar  
Ontario Heritage Trust  
10 Adelaide St E, Toronto,  
ON M5C 1J3

Dear Erin,

I am in the process of addressing a back-log of heritage designation by-laws that have not yet been forwarded to the OHA for the register, due to internal departmental changes in the responsibilities for heritage designation. Please find enclosed copies of the *Heritage Designation By-Laws* for properties that have been designated in the City of Kawartha Lakes, including:

- 3448 Monk Rd., Somerville
- 37 -39 Sussex St N, Lindsay
- 57 Albert St. N. in Lindsay
- 15 Cluxton St., Kinmount
- 41 Melbourne St, Lindsay
- 52 Somerville Rd, Fenelon Falls (Sellen Log Cabin)
- 910 Hartley Rd, Woodville

Please let me know if there is any additional information that you require on these for your records.

Yours Sincerely,

Debra Soule

Economic Development Officer - Arts, Culture and Heritage Development Officer  
[dsoule@kawarthalakes.ca](mailto:dsoule@kawarthalakes.ca)

City of Kawartha Lakes  
180 Kent Street West, Lindsay, ON Canada K9V 2Y6  
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THE CORPORATION OF THE CITY OF KAWARTHA LAKES

BY-LAW 2015-141

BEING A BY-LAW TO DESIGNATE 37-39 SUSSEX STREET NORTH, TOWN OF LINDSAY, CITY OF KAWARTHA LAKES, AS BEING OF CULTURAL HERITAGE VALUE AND INTREST

**Recitals**

1. Section 29 of the Ontario Heritage Act, R.S.O. 1990, provides that the Council of a municipality may pass a by-law designating a property within the boundaries of the municipality to be of cultural heritage value or interest.
2. Notice of Intention to Designate 37-39 Sussex Street North, Town of Lindsay, City of Kawartha Lakes, described further in Schedule "A", has been given in accordance with Section 29 of the Ontario Heritage Act.
3. No objection to the proposed designation has been served on the Clerk of the City.
4. Reasons for Designation are set forth in Schedule "B".

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2015-141.

Section 1.00: Definitions and Interpretation

1.01 **Definitions:** In this by-law,

"City", "City of Kawartha Lakes" or "Kawartha Lakes" means The Corporation of the City of Kawartha Lakes and includes its entire geographic area.

"City Clerk" means the person appointed by Council to carry out the duties of the clerk described in section 228 of the *Municipal Act, 2001*.

"Council" or "City Council" means the municipal council for the City.

"Director of Economic Development" means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

"Heritage Victoria" means the municipal heritage committee established by By-law 2007-219 pursuant to the Ontario Heritage Act.

"Foundation" means the Ontario Heritage Foundation

ONTARIO HERITAGE TRUST

"Property" means property as set out in Section 2.01.

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1.02 **Interpretation Rules:**

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
- (b) The words "include" and "including" are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Designation

2.01 37-39 Sussex Street North, Town of Lindsay, City of Kawartha Lakes, is designated as being of historic interest and value, described further in Schedule "A". This designation shall not preclude any changes that may be deemed necessary for the efficient use of the building but that any and all such changes

shall be in keeping with the original and present character of the building and in consultation with the municipal heritage committee.

- 2.02 The City is hereby authorized to cause a copy of this by-law to be registered against the property described above in the proper Land Registry Office.
- 2.03 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 newspaper.

Section 3.00: Enforcement and Penalties

- 3.01 **Enforcement:** This by-law may be enforced by every municipal law enforcement officer and police officer.
- 3.02 **Offence and Penalty:** It is an offence for a person to contravene any provision of this by-law, and every person who contravenes this by-law is guilty of an offence and, on conviction, is liable to a fine in accordance with the provisions of the *Provincial Offences Act* and to any other applicable penalty.

Section 3.00: Administration and Effective Date

- 3.01 **Administration of the By-law:** The Director of Economic Development is responsible for the administration of this by-law.
- 3.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 11th day of August, 2015.

\_\_\_\_\_  
Andy Letham, Mayor

\_\_\_\_\_  
Judy Currins, City Clerk

**Schedule 'A' to By-law 2015-141**

Being a By-law to designate 37-39 Sussex Street North, Town of Lindsay, City of Kawartha Lakes as being of cultural heritage value and interest.

**The lands more particularly described as follows:**

Sussex Street North, Lindsay, City of Kawartha Lakes

PT LT 17 N/S WELLINGTON ST, 18 N/S WELLINGTON ST PL TOWN PLOT AS IN  
R336622. T/W & S/T R336622; KAWARTHA LAKES

PIN 63223-0048 (LT)

## **Schedule 'B' to By-law 2015-141**

Being a By-law to designate 37-39 Sussex Street North, Town of Lindsay, City of Kawartha Lakes, as being of cultural heritage value and interest.

### **Description of Property**

37-39 Sussex Street North, Town of Lindsay, City of Kawartha Lakes

PT LT 17 N/S WELLINGTON ST, 18 N/S WELLINGTON ST PL TOWN PLOT AS IN R336622. T/W & S/T R336622; KAWARTHA LAKES

PIN 63223-0048 (LT)

### **REASON FOR DESIGNATION**

#### **Architectural, Design or Physical Value**

The style of the structure is representative of churches that were constructed in that era.

Although the building has been modified over the years, the essential structure, roofline and original timber rafters remain. The structure still has the original rubble and timber log beam foundation.

#### **Historical Significance**

The structure at 37-39 Sussex Street North in the Town of Lindsay was constructed in 1867 and was the first Baptist Church in Lindsay. It was one of the first churches of its kind to be built in Ontario.

#### **Contextual Value**

The building contributes to the neighbourhood significantly because of its history as a church in the community.

#### **Bonus Attributes**

##### **Heritage Attributes**

- i. The essential structure of the building and roofline
- ii. The original timber rafters
- iii. Original rubble and timber log beam foundation