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Notice of Passing of By-law to Repeal and Replace Designation By-law

Township of Cavan Monaghan

Take notice that on the 14th day of August, 2023, the Council of the Corporation of the Township of Cavan Monaghan passed By-law No. 2023-53 to repeal and replace Village of Millbrook By-law 85-5, designating the property known municipally as 19 Anne Street, described further below, as being of Cultural Heritage Value or Interest pursuant to section 29 and 31 of the *Ontario Heritage Act*, R.S.O. 1990, c. 0.18.

Legal Description of Property

Plan 3 as in R629406, Part of Lots 10 and 11, Southeast side of Anne Street, and Part of Lot 16, East of Princess Street and West of Prince Street, Geographic Village of Millbrook, Township of Cavan Monaghan, County of Peterborough.

Additional Information

A complete copy of By-law No. 2023-53 is attached.

Appeal

Any person may object to By-law No. 2023-53 by filing with the Clerk of the Township of Cavan Monaghan and the Ontario Land Tribunal (OLT), no later than October 1st, 2023, a notice of appeal setting out the objection to By-law No. 2023-53 and the reasons in support of the objection. The notice of appeal must be accompanied by a certified cheque, money order, or credit card payment in Canadian funds in the amount of \$1,100. Certified cheques and money orders should be made payable to the Minister of Finance. If you wish to appeal to the OLT, forms are available on the OLT website at <https://olt.gov.on.ca>.

Dated at the Township of Cavan Monaghan this 31st day of August, 2023.

Cindy Page
Clerk

988 County Rd 10
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The Township of Cavan Monaghan

By-law No. 2023-53

Being a by-law to Repeal and Replace sections of Village of Millbrook By-law 85-5, Designating 19 Anne Street in the Township of Cavan Monaghan (formerly Village of Millbrook) as being of Cultural Heritage Value or Interest under Part IV of the *Ontario Heritage Act*

Whereas Section 31 of the *Ontario Heritage Act*, R.S.O. 1990, provides that the Council of a municipality may repeal a by-law passed under Section 29 of the Act designating a property within the boundaries of the Municipality at Council's initiative;

And Whereas a Notice of Intention to Repeal sections of Village of Millbrook By-law 85-5 designating 19 Anne Street, Township of Cavan Monaghan (formerly Village of Millbrook), described further in Schedule A, has been given in accordance with Section 31 of the *Ontario Heritage Act*;

And Whereas no objection to the proposed repeal of sections of the designating By-law has been served on the Clerk of the Municipality within the prescribed time under the *Ontario Heritage Act*;

And Whereas Section 29 of the *Ontario Heritage Act*, R.S.O. 1990, provides that the Council of a municipality may pass a by-law to designate a property within the boundaries of the Municipality as being of cultural heritage value or interest;

And Whereas a Notice of Intention to Designate 19 Anne Street, Township of Cavan Monaghan has been given in accordance with Section 29 of the *Ontario Heritage Act*;

And Whereas no objection to the proposed designation has been served on the Clerk of the Municipality;

And Whereas Council has consulted with its Municipal Revitalization and Heritage Advisory Committee;

And Whereas the reasons for designation are set out in Schedule A;

Now Therefore the Council of the Township of Cavan Monaghan enacts as follows:

1. The property located at 19 Anne Street is designated as being of cultural heritage value or interest, as described further in Schedule A. This designation shall not preclude alterations to the property but that any and all alterations shall be in keeping with the original and present character of the property and that no alterations to the property affecting its heritage attributes as outlined in Schedule A shall be made without written consent from the Township.
2. The Township is hereby authorized to have a copy of this By-law registered against the property described above in the Land Registry Office.
3. The Clerk is hereby authorized to serve a copy of this By-law to the owner of the property and to the Ontario Heritage Trust and to provide notice of the passing of this By-law in a newspaper having general circulation in the municipality.
4. The following excerpts from By-law 85-5 are hereby repealed:
 - 1) "4. 19 Anne Street"
 - 2) "(4) '19 Anne Street' being more particularly described in Schedule 'A-4' attached hereto and forming part of the By-law. The reasons for the designation of this property are set out in Schedule 'B-4' attached hereto and forming part of this By-law."
 - 3) Schedule A-4
 - 4) Schedule B-4
5. All other relevant provision of By-law 85-5, as amended, shall apply unless previously amended.

Read a first, second, and third time and passed this 14th day of August, 2023.

Matthew Graham
Mayor

Cindy Page
Clerk

Schedule A to By-law No. 2023-53

Section 1: Description of Property

19 Anne Street, Township of Cavan Monaghan

Section 2: Location of Property

Located on the Southeast side of Anne Street, Northeast of Princess Street, and Southwest of Prince Street.

Section 3: Legal Description

Plan 3 as in R629406, Part of Lots 10 and 11, Southeast side of Anne Street, and Part of Lot 16, East of Princess Street and West of Prince Street, Geographic Village of Millbrook, Township of Cavan Monaghan, County of Peterborough.

Section 4: Reasons for Designation

The property at 19 Anne Street is worthy of designation under Part IV, Section 29 of the *Ontario Heritage Act* for its cultural heritage value, and meets Ontario Regulation 9/06, the provincial criteria prescribed for municipal designation under the categories of design/physical value as well as contextual value within the Township of Cavan Monaghan.

Section 5: Statement of Cultural Heritage Value or Interest

The property located at 19 Anne Street in Millbrook is a fine example of 19th century vernacular architecture with Gothic Revival influence. The house is constructed of red brick and arranged with an L-shaped plan. The front elevation features an asymmetrical design with a medium pitch roof and small off-centre verandah to the east. The verandah is supported by painted wooden columns with decorative millwork brackets at the top of each column.

To the east of the house, a large tree contributes to a canopy framing the house. While there is no known historical data for the property, it holds significant architectural value within a larger collection of well-preserved 19th century homes in the surrounding neighbourhood.

Section 6: Heritage Attributes

- Placement and orientation of the building on south side of Anne Street
- Scale, form, and massing of the 2-storey building with an L-shaped plan and red brick construction
- Fenestration pattern and style
- Large rectangular masonry openings for windows on ground and second storey, with exception of semi circle window opening within west facing gable
- Semi-circle brick arch within west facing gable
- Front door masonry opening with wood trim surround
- Verandah with decorative millwork brackets and columns and exposed tongue and groove soffit
- East facing bay window with three slender masonry openings for windows and soffit and trim
- Gable brackets
- Brick chimney viable above the roof line including decorative brickwork courses