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W. Peter

IN THE MATTER OF THE ONTARIO HERITAGE ACT
R.S.O. 1990, CHAPTER 0.18 AND
23 ROSEDALE ROAD
CITY OF TORONTO, PROVINCE OF ONTARIO

NOTICE OF REPEALING PART OF BY-LAW

To:

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
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[REDACTED]
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[REDACTED]
[REDACTED]

✓ Ontario Heritage Foundation

Take notice that the Council of the Corporation of the City of Toronto has passed By-law No. 1994-0647 repealing and replacing part of By-law No. 200-88 which designates the above-mentioned property.

Dated at Toronto this 15th day of November, 1994.

Barbara G. Caplan
Barbara G. Caplan
City Clerk

*Amendment to by law # 200-88
Replace "Schedule A"*

No. 1994-0647. A BY-LAW

To amend By-law No. 200-88, being "A By-law To designate the Property at 23 Rosedale Road of architectural and historical value or interest", to repeal the portion of the designation relating to the south garden on the property.

(Passed September 27, 1994.)

WHEREAS Council, at its meeting of February 22, 1988, pursuant to the *Ontario Heritage Act*, passed By-law No. 200-88, being "A By-law To designate the Property at 23 Rosedale Road of architectural and historical value or interest", and including within the lands described in Schedule "A" to the by-law and the reasons for designation as set out in Schedule "B", a portion of the lands containing the south garden on the property;

AND WHEREAS the owner of 23 Rosedale Road has made an application to City Council, pursuant to section 32 of the *Ontario Heritage Act* to repeal the designation, including the portion relating to the lands occupied by the south garden;

AND WHEREAS City Council, having consulted with the Toronto Historical Board, considered the application at its meeting of September 26 and 27, 1994 and adopted Clause 8 of Neighbourhoods Committee Report No. 11, recommending approval of the portion of the owner's application under section 32 of the *Ontario Heritage Act* relating to the south garden lands;

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

1. By-law No. 200-88, being "A By-law To designate the Property at 23 Rosedale Road of architectural and historical value or interest", pursuant to the *Ontario Heritage Act*, is amended:

(a) By deleting Schedule "A" to the by-law and inserting the following:

SCHEDULE "A"

In the City of Toronto, in the Municipality of Metropolitan Toronto and Province of Ontario, being composed of Lot 6 and part of Lot 7 according to Plan 137E registered in the Land Registry Office for the Metropolitan Toronto Registry Division (No. 64), the said land being described as follows:

COMMENCING at the north-westerly angle of the said land, being a point in the southerly limit of Rosedale Road where the same is intersected by a line drawn parallel to the westerly limit of the lands conveyed by Instrument 7468E.M., registered in the said Land Registry Office and distant 7.62 metres perpendicular measurement, easterly therefrom the said point being distant 3.15 metres more or less measured easterly along the said southerly limit of Rosedale Road from the westerly limit of the said Lot 7;

THENCE southerly along the said parallel line, 41.10 metres more or less, to the point of intersection with the south-westerly limit of said Lot 7, which point of intersection is distant 6.63 metres more or less, south-easterly from the south-easterly angle of Lot 8, according to the said Plan 137E;

THENCE from the last-named point of intersection, south-easterly, along the south-westerly limits of said Lots 7 and 6, 31.88 metres more or less, to the most southerly angle of said Lot 6;

THENCE north-easterly along the limit between Lots 5 and 6, according to said Plan 137E, 30.40 metres more or less, to a point in the south-westerly limit of Avondale Road;

THENCE north-westerly, westerly and south-westerly along the aid limits of Avondale Road and Rosedale Road, 81.46 metres more or less, to the point of commencement.

SAVING AND EXCEPTING thereout and therefrom the said Lot 6 according to Plan 137E.

- (b) By deleting the sentence "Also important is the south garden which incorporates stone columns and fragments of the 1852 Cawthra House at King and Bay Streets, demolished in 1946." from Schedule "B" to the by-law.

2. The City Solicitor is authorized to cause a copy of this by-law to be registered against the property in the proper Land Registry Office.

3. The City Clerk is authorized to cause a copy of this by-law to be served upon the owner of the property at 23 Rosedale Road and upon the Ontario Heritage Foundation and to cause notice of this by-law to be published in a newspaper having general circulation in the City of Toronto as required by the *Ontario Heritage Act*.

JUNE ROWLANDS,
Mayor.

BARBARA G. CAPLAN
City Clerk.

Council Chamber,
Toronto, September 27, 1994.
(L.S.)