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RECU/RECEIVED
27-09-2006

September 25, 2006

REGISTERED MAIL

Ms. Marjorie Mercer
Executive Director's Office
Ontario Heritage Trust
10 Adelaide Street East
Toronto, ON M5C 1J3

Dear Ms. Mercer:

**Re: Notice of Passing of By-law and Amending By-law
Danner Sherk House, 12549 Niagara River Parkway, Niagara Falls**

On September 20, 1999 the Ontario heritage Foundation received a Notice of Intention to Designate the Danner Sherk House at 12549 Niagara River Parkway, Niagara Falls.

The Designating By-law No. 2000-45 (enclosed) was never registered on title to the property due to an incorrect legal description.

Amending By-law No. 2006-131 (enclosed) was passed by Council July 10, 2006 which corrected the legal description. As required by the Ontario Heritage Act, R.S.O. 1990, notice of the amending by-law was served on the property owner and the 30 day appeal period expired with no appeals being received.

The amending by-law was registered on title July 14, 2006, and the original designating by-law was registered on September 21, 2006.

Should you have any questions please contact Peggy Boyle, Assistant Planner, at (905) 356-7521, ext. 4334.

Yours truly,

Peggy Boyle
Assistant Planner
Ext. 4334

PB:gd
Attach.

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I, the undersigned, Clerk of the Corporation of the City of Niagara Falls, hereby certify the foregoing to be a true and correct copy of

BY-LAW # 2000-45

CITY OF NIAGARA FALLS

of the said City. Given under my hand and the seal of the said Corporation this 7th day of

By-law No. 2000-45

June 8, 2000

E. C. WAGG, C.M.S.

Clerk

A by-law to designate the property known as the Danner-Sherk House, being PIN No 64253-0226(LT) within the former Township of Willoughby, now City of Niagara Falls, to be of historic and architectural value and interest.

WHEREAS the Ontario Heritage Act, R.S.O. 1990, S. 29 authorizes the Council of a municipality to enact by-laws to designate real property, including all buildings and/or structures thereon, within the municipality to be of historic value or interest;

AND WHEREAS The Corporation of the City of Niagara Falls has caused to be served upon the owner of the property as described in Schedule "A" hereto and upon the Ontario Heritage Foundation, notice of intention to designate the property and has caused such notice of intention to designate to be published in a newspaper having general circulation in the municipality on September 25, 1999;

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

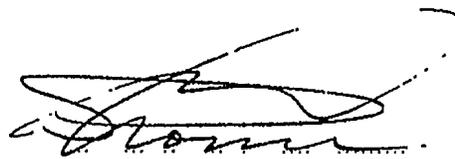
AND WHEREAS no notice of objection to the proposed designation has been served upon the Clerk of the municipality

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NIAGARA FALLS ENACTS AS FOLLOWS

1. The property, more particularly described in Schedule "A" hereto, known as the Danner-Sherk House, is hereby designated to be of historic value and interest.
2. 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.
3. The City Clerk is hereby authorized to cause a copy of this by-law to be served upon the owner of the property 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 Niagara Falls

Passed this 28th day of February, 2000


E. C. WAGG, CITY CLERK


WAYNE THOMSON, MAYOR

First Reading February 28, 2000
Second Reading February 28, 2000
Third Reading February 28, 2000

SCHEDULE "A" to By-law No. 2000-45

DESCRIPTION

FIRSTLY:

In the City of Niagara Falls, in the Regional Municipality of Niagara, formerly the Township of Willoughby, in the County of Welland, and Province of Ontario and being composed of all of lots Nos. 713, 714, 715, 727, 728 and 729 and part of lot 716, according to registered Plan No 5 for the said Township of Willoughby, now known as Plan 338, which said parcel is more particularly described by R. Blake Erwin, O L.S., as follows:

COMMENCING at an iron stake planted in the southeasterly angle of said lot No. 729;

THENCE north 14 degrees 11 minutes 50 seconds west in the westerly limit of the Niagara Boulevard, 142.40 feet to an iron stake planted at the northeasterly angle of said lot 727,

THENCE westerly in the northerly limit of said lot 727 and its westerly production across said lot 716 to an iron stake planted in the easterly limit of Brock Street;

THENCE southerly in the easterly limit of Brock Street, as shown on Plan 338, 142.40 feet to an iron stake planted in the southwesterly angle of said lot 713;

THENCE easterly in the southerly limit of said lots 713 and 729, 285 0 feet to the place of beginning.

SECONDLY.

In the City of Niagara Falls, in the Regional Municipality of Niagara, formerly in the Township of Willoughby, in the County of Welland and Province of Ontario and being composed of lots Nos. 725, 726, 717, the northerly 36 feet of lot No. 716 and the southerly 21 feet of lot No 718, according to Waverly Heights Subdivision as shown on Plan registered in the Registry Office for the Registry Division of the County of Welland as No 5 for the Township of Willoughby, now known as Plan 338.

THIRDLY:

In the City of Niagara Falls, in the Regional Municipality of Niagara, formerly in the Township of Willoughby, in the County of Welland, and being composed of lots Numbers 705, 706, 707 and 708, all according to Waverly Heights Subdivision Plan No 5 for the Township of Willoughby, now known as Plan 338 (PIN No 64253-0226(LT))

SCHEDULE "B" to By-law No. 2000-45

HERITAGE SIGNIFICANCE

The lands upon which the house is located were part of 210 acres purchased by Ulrick Strickler in 1801. Strickler sold the property in 1816 for 1000 pounds which was a substantial sum at the time. It is believed that Strickler built this house during his ownership and that it very well predates the War of 1812. War losses papers filed by Strickler itemize supplies and materials seized by U S. troops during their campaign in 1814; Strickler apparently did not have any damage claims on the house. It is believed that the house was not damaged because it may have been used to station American troops and because Strickler was a non-combatant during the War. The property was purchased by Joseph Danner, a Quaker, in 1816 Danner farmed the property until he sold it in 1847. During his ownership, the house was again occupied by military troops during the 1837-38 Rebellion. In 1847, the house was purchased by the trustees of The Community of True Inspiration, commonly known as the Ebenezers. The Ebenezers were a religious sect originating in Germany. The trustees sold the southern half of the property to Elias Sherk in 1855 Sherk was a dairy farmer and had a successful cheese factory on the property. Elias Sherk died in 1893, the farm remained in the ownership of the Sherk descendants until 1926. At that time, the property was sold to Waverly Heights Realty Corporation. The land was subdivided into 735 lots, however, the development was not successful and the Township of Willoughby secured the property for taxes in 1933. In 1961, the house was purchased by John (Bus) MacTaggart who did much to bring the house to livable standards. MacTaggart was an active businessman and member of the Chamber of Commerce, he was director of Louis Tussaud's Wax Museum until his death in 1969. The house was sold by his daughter to the current owners in 1996. The house is now used as a bed and breakfast. The building is referred to as the Danner Sherk house after two of the early families with long ties to the building.

The house can be characterized as a Loyalist style dwelling. The house is 2 storeys with attic, has 4 bays (openings) of irregular spacing across the front and has a low pitched roof. The gable ends are symmetrically arranged with two gable windows which would have flanked end chimneys, now removed. The house is constructed of stone and has received a stucco finish. It is believed the stucco was applied early in the building's history, perhaps to give a more refined appearance or to protect the stone. The house retains much of its front doorcase including side light openings, 6-panel door and wood panelling in the door recess. The trim around the door is a replacement and the panelling beneath the sidelights has been replaced with a stucco surface. The windows are modern casement windows; the shutters are recent additions.