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City of Kitchener

EX INDUSTRIA PROSPERITAS

R. W. PRITCHARD, A.M.C.T., C.M.C.
COMMISSIONER OF GENERAL SERVICES
AND CITY CLERK

City Hall, Box 1118
Kitchener, Ontario, Canada
Postal Code N2G 4G7
(519) 885-7242

July 25, 1985

Ontario Heritage Foundation
77 Bloor Street West
7th Floor
Toronto, Ontario
M7A 2R9

Attention: Mr. R. Rogers

Dear Mr. Rogers:

Re: 138 Church Street, Kitchener

This is to advise you that By-law #85-128, being a by-law to designate part of the property municipally known as 138 Church Street as being of historic and architectural value was passed by Kitchener City Council on July 15, 1985.

I am enclosing herewith a certified copy of By-law #85-128 together with the Reasons for Designation, which was registered against the subject property at the Registry Office in Kitchener on July 23, 1985 as Instrument No. 817633.

Yours very truly,

R.W. Pritchard
Commissioner of General Services
& City Clerk

RWP:mlw
Encl.

REASONS FOR DESIGNATION

The designation described herein is made on historic and architectural grounds. Mr. Jacob Y. Shantz, a Kitchener industrialist in the button business, had this house constructed in 1855. Mr. Shantz is credited with the idea of the Farmer's Market and was involved in the re-settlement of Mennonites to Manitoba who were escaping the Czar of Russia. In terms of architecture, this house is one of the last remaining examples of the Victorian Cottage design in the City of Kitchener.

BY-LAW NUMBER 85-128

OF THE

CORPORATION OF THE CITY OF KITCHENER

(Being a by-law to designate part of the property municipally known as 138 Church Street in the City of Kitchener as being of historical and architectural value)

WHEREAS Section 29 of the Ontario Heritage Act, R.S.O. 1980, Chapter 337, authorizes the Council of a Municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of historic and architectural value or interest;

AND WHEREAS the Council of The Corporation of the City of Kitchener has caused to be served on the owner of the lands and premises known municipally as 138 Church Street in the City of Kitchener, and upon the Ontario Heritage Foundation, a Notice of Intention to Designate as being of historic and architectural value that part of the aforesaid real property more particularly hereinafter described, and has caused such Notice of Intention to be published in a newspaper having general circulation in the municipality once for each of three consecutive weeks;

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 Kitchener enacts as follows:

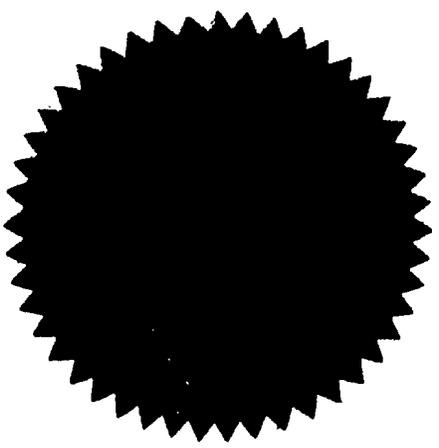
1. There is designated as being of historic and architectural value that part of the aforesaid real property known as 138 Church Street being comprised of the exterior of the building, in particular the front and side facades including the porch, decorative brickwork over the front windows, gingerbread trim and corner brackets.

CERTIFIED TO BE A TRUE COPY

R.W. Pritchard
 R.W. Pritchard, CITY CLERK

- 2. The City Solicitor is hereby authorized to cause a copy of this By-law to be registered against the whole of the property described in Schedule "A" hereto (of which the said designated area forms a part) in the proper land registry office.
- 3. 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 same newspaper having general circulation in the community once for each of three consecutive weeks.

PASSED at the Council Chambers in the City of Kitchener
 this 15TH day of July, A.D. 1985.



D. V. Cardillo
 Mayor

[Signature]
 Clerk

SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of Kitchener, in the Regional Municipality of Waterloo and in the Province of Ontario, being composed of Part of Lot 17 east of Cedar Street on Henry Erb's Survey, Registered Plan 367, and which said parcel may be more particularly described as follows, that is to say:

COMMENCING at the most westerly angle of Lot Number 17 where the Northerly limit of Church Street meets with the easterly limit of Cedar Street;

THENCE North 33 degrees 30 minutes East, 72 feet;

THENCE South 55 degrees, 15 minutes east, 50.4 feet;

THENCE South 35 degrees, 30 minutes West, 76 feet to the said limit of Church Street;

THENCE along the same north 50 degrees, 45 minutes west, 46.6 feet to the place of beginning.