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**THE CORPORATION OF THE TOWN OF AURORA**

**By-law Number 5303-11**

***BEING A BY-LAW to repeal By-law Number 5082-08.R, being a By-law to designate a property as being of historical and/or architectural value or interest (Alloa Lea House - 100 Old Yonge Street).***

**WHEREAS** on November 10, 2008, The Corporation of The Town of Aurora (hereinafter the "Town") enacted By-law Number 5082-08.R, being a By-law to designate certain lands including the house situated thereon known as the "Alloa Lea House", to be of historical and/or architectural value or interest, which By-law was registered on title to the lands described as PCL 84-3, Sec W1, Part Lot 84, Con 1 East of Yonge Street, Part 1, 65R14327 (AW), Town of Aurora, Regional Municipality of York (formerly in the geographic Township of Whitchurch) on January 16, 2009 as Instrument No. YR1277720;

**AND WHEREAS** the lands described above were severed into three (3) separate parcels of land, being the Severed Lands and Retained Lands set out on Schedule "A" attached hereto, and the Alloa Lea House was relocated to the Retained Lands in accordance with applications for consent D10-04-08 and D10-05-08 approved by the Town's Committee of Adjustment on September 12, 2008;

**AND WHEREAS** subsection 31(2) of the *Ontario Heritage Act*, R.S.O. 1990, Chapter O.18, as amended, requires the council of a municipality to consult with its municipal heritage committee before repealing a by-law or part thereof designating property;

**AND WHEREAS** on June 22, 2010, the Town approved the recommendations of its Heritage Advisory Committee to repeal By-law Number 5082-08.R and enact a new by-law to designate the property municipally known as 100 Old Yonge Street, Aurora (being the Retained Lands set out on Schedule "A" attached hereto) to be of cultural heritage value or interest;

**AND WHEREAS** on March 29, 2011, the Town will consider the enactment of By-law Number 5302-11, being a By-law to designate certain lands, being the Retained Lands set out on Schedule "A" attached hereto, to be of cultural heritage value or interest;

**AND WHEREAS** the Town Clerk caused notice of the intention to repeal By-law Number 5082-08.R to be served on the owners of the Severed Lands and Retained Lands set out on Schedule "A" attached hereto and the Ontario Heritage Trust and published in a newspaper having general circulation in the municipality;

**AND WHEREAS** there were no objections to the proposed repeal of By-law Number 5082-08.R served on the Town;

**AND WHEREAS** the Council of the Town deems it necessary and expedient to enact a by-law to repeal By-law Number 5082-08.R, designating the lands set out therein to be of historical and/or architectural value or interest;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF AURORA ENACTS AS FOLLOWS:**

1. THAT By-law Number 5082-08.R be and is hereby repealed, subject to the enactment of By-law Number 5302-11, being a By-law to designate certain lands, being the Retained Lands set out on Schedule "A" attached hereto, to be of cultural heritage value or interest.

2. THAT the lands described as the Severed Lands on Schedule "A" attached hereto and forming part of this By-law, be removed from the Aurora Register of Property of Cultural Heritage Value or Interest.
3. THAT the Town Clerk shall serve a copy of this By-law on the owners of the Retained Lands and the Severed Lands described on Schedule "A" attached hereto and the Ontario Heritage Trust and publish notice of the passing of this By-law in a newspaper having general circulation in the municipality.
4. THAT the Town Solicitor shall register against the Retained Lands and the Severed Lands described on Schedule "A" attached hereto in the proper Land Registry Office, a copy of this By-law including an Affidavit of the Town Clerk respecting the giving of notice referenced herein to be attached to and forming part of this By-law.

READ A FIRST AND SECOND TIME THIS 29<sup>TH</sup> DAY OF MARCH, 2011.

READ A THIRD TIME AND FINALLY PASSED THIS 29<sup>TH</sup> DAY OF MARCH, 2011.

Approved as to Form  
By Legal Services  
Signature Wanda Ma  
Date: March 15, 2011

  
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GEOFFREY DAWE, MAYOR

  
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JOHN D. LEACH, TOWN CLERK

**SCHEDULE "A"**  
**BY-LAW Number 5303--11**

Description of Lands

All and singular those certain parcels or tracts of land and premises situate, lying and being in the Town of Aurora, in the Regional Municipality of York, and being composed of:

Retained Lands

100 Old Yonge Street  
Part of Lot 84, Con. 1 EYS, Part 1, 65R-31809  
(PIN-03641-3150)

Severed Lands

Firstly,  
6 Hollingshead Drive  
Part of Lot 84, Con. 1 EYS, Part 2, 65R-31809  
(PIN 03641-3151)

Secondly,  
8 Hollingshead Drive  
Part of Lot 84, Con. 1 EYS, Part 3, 65R-31809  
(PIN 03641-3152)

**Explanatory Note**

Re: Heritage Designation By-law Number 5303-11

By-law Number 5303-11 to repeal By-law Number 5082-08.R designating the property formerly municipally known as 100 Old Yonge Street, Aurora (now severed into 3 separate parcels of land), as a property of cultural heritage value or interest pursuant to the provisions of Part IV, Section 31, of the *Ontario Heritage Act*, R.S.O., 1990, Chapter O.18, as amended, subject to the enactment of By-law Number 5302-11, to designate the portion of the property that contains the Alloa Lea House as a property of cultural heritage value or interest.