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THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 100--92

A BY-LAW TO REPEAL BY-LAW NUMBER 31-86 (23-25-27 KING STREET WEST, COBOURG).

WHEREAS The Ontario Heritage Act, R.S.O. 1990, Chapter O.18, Section 41(2) provides that no property designated by a council of a municipality under Part IV shall be designated as part of a heritage conservation district;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg has enacted By-law No. 27-90, as amended by By-law No. 118-91, designating three heritage conservation districts and the by-laws have received approval of the Ontario Municipal Board;

AND WHEREAS the Ontario Heritage Act, R.S.O. 1990, Chapter O.18 Section 31 authorizes the Council of a municipality to enact by-laws to repeal a by-law designating real property including all buildings and structures thereon, to be of architectural and/or historical value or interest;

AND WHEREAS the Cobourg Municipal Council enacted By-law No. 31-86 on the 28th day of April, 1986, being a by-law to designate property at 23-25-27 King Street West, Cobourg as being of architectural and/or historical value or interest;

AND WHEREAS the Municipal Council of the Corporation of the Town of Cobourg has caused to be served on the owner of the lands and premises known as 23-25-27 King Street West, Cobourg and upon the Ontario Heritage Foundation, notice of intention to repeal By-law No. 31-86 designating the aforesaid real property and has caused such notice of intention to be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks;

AND WHEREAS no notice of objection to the proposed repealing by-law has been received;

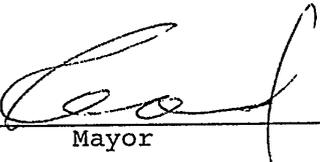
NOW THEREFORE the Municipal Council of the Corporation of the Town of Cobourg enacts as follows:

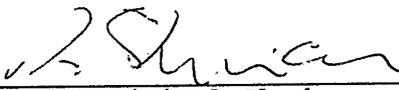
1. THAT By-law No. 31-86 designating the real property known as 23-25-27 King Street West, Cobourg and more particularly described in Schedule "A" hereto is hereby repealed.
2. THAT a copy of this by-law together with the reasons for repealing the designation be registered against the property described in Schedule "A" hereto in the land registry office.
3. THAT a copy of this by-law be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and that notice of the passing of this by-law be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks.

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READ a first, second and third time and finally passed in  
Open Council this 20th day of July, 1992.

  
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Mayor

  
\_\_\_\_\_  
Municipal Clerk

THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 100-92

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Province of Ontario, County of Northumberland and being part of Lot One, Block "B", and part of Block "B" (being a subdivision of part of Lot Seventeen, Broken Concession "B" and part of the road allowance between Concession "A" and "B", Township of Hamilton) all in the Town of Cobourg, and which said parcel or tract of land and premises may be more particularly described as follows:

COMMENCING at a point in the Southerly boundary of King Street distant therein Westerly One Hundred and Seventy-nine Feet, Six and one-quarter inches (2.72 chains) from the North East angle of Lot Number Seventeen, Broken Concession "B", Township of Hamilton, said point being the centre line of a partition wall between the stores on the lands hereby described and the store on the lands immediately to the East thereof.

THENCE South Eighty-six Degrees Thirty Minutes West in the Southerly boundary of King Street Seventy-two Feet Four Inches to the centre line of a wall.

THENCE South Three Degrees, Twenty-five Minutes East along said centre line of Wall Fifty-six Feet Eight and one-quarter Inches to the rear of a building.

THENCE South Eighty-six Degrees, Thirty Minutes West along the Southerly face of the brick Wall Nine Inches to the Easterly face of the brick building to the West.

THENCE South Three Degrees Twenty-five Minutes East Fifty-two Feet Seven and three-quarter Inches to a stake in a fence.

THENCE North Eighty-six Degrees Thirty Minutes East Thirty-nine Feet Nine and one-half Inches to a point.

THENCE North Eighty-six Degrees Forty-five Minutes East Thirty-three Feet One Inch along the Southerly face of a wall of a building on the lands hereby described.

THENCE North Two Degrees Fifty-four Minutes West along the Easterly face of the Easterly wall of said building and to along the centre line of the partition wall between the stores on the lands hereby described and the store on the lands immediately to the East thereof One Hundred and Eight Feet Three Inches more or less to the South side of King Street and the place of beginning.

SECONDLY, that certain parcel or tract of land and premises situate lying and being in the Town of Cobourg in the County of Northumberland and containing Two Thousand Six Hundred and Ninety-five square feet be the same more or less, being composed of Part of Lot Number Seventeen in Broken Concession "B" in the Township of Hamilton which said parcel or tract of land is butted and bounded or may be otherwise known and described as follows, that is to say:

COMMENCING on the West side of First Street in said Town of Cobourg at the South Easterly angle of the land conveyed by one Lavinia Throop to one Andrew Jeffery by Deed bearing date the Twenty-third day of July 1845,

THENCE South Eighty-four Degrees West One Chain and Sixty-six links,

THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 100-92

SCHEDULE "A"

THEN North Five Degrees Thirty Minutes West along the division line between the property formerly belonging to one John Monjean and Elijah Buck as mentioned in said Deed Sixty-two Feet more or less to the South West angle of the land then owned by Peter McCallum, Senior,

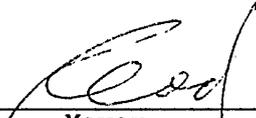
THEN North Eighty-four Degrees East Twenty-seven Feet and One-half,

THEN South Five Degrees Thirty Minutes East Fifty Feet,

THEN North Eighty-four Degrees East Eighty-two Feet and one-half more or less to the West side of said First Street,

THEN South Nine Degrees Three Minutes East along the West side of said First Street Twelve Feet more or less to the place of beginning.

SUBJECT to the existing mortgages thereon which the said Grantee agrees and covenants to pay off.

  
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Mayor

  
\_\_\_\_\_  
Municipal Clerk

STATEMENT OF REASONS FOR REPEALING BY-LAW NO. 31-86

The Cobourg Municipal Council has enacted By-Law No. 27-90, as amended by By-law No. 118-91, designating three heritage conservation districts and has submitted the By-law to the Ontario Municipal Board for approval, therefore, the Municipal Council proposes to repeal By-law No. 31-86.

The Ontario Heritage Act, R.S.O. 1990, Chapter 337, provides in part that no individual property designated by a council of a municipality under Part IV of the Act to be of architectural and/or historical value or interest, shall be designated as part of a heritage conservation district under Part V of the Act.