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THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 85-92

A BY-LAW TO REPEAL BY-LAW NUMBER 22-84 (78 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. 22-84 on the 30th day of April, 1984, being a by-law to designate property at 78 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 78 King Street West, Cobourg and upon the Ontario Heritage Foundation, notice of intention to repeal By-law No. 22-84 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;

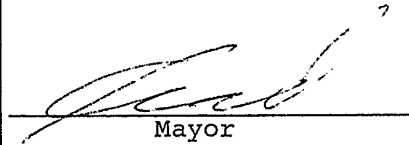
NOW THEREFORE the Municipal Council of the Corporation of the Town of Cobourg enacts as follows:

1. THAT By-law No. 22-84 designating the real property known as 78 King Street West, Cobourg and more particularly described in Schedule "A" hereto is hereby repealed.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.

THE CORPORATION OF THE TOWN OF COBOURG

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


Mayor


Municipal Clerk

THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 85-92

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Town of Cobourg, in the County of Northumberland, Province of Ontario, and being composed of Lot 14 and parts of Lots 13 and 15, Block "E", (part of Lot 17, Concession "A"), Caddy Plan, Town of Cobourg, the boundaries of the said parcel being described as follows:-

COMMENCING at the point of intersection of the easterly face of the east wall of a yellow brick building and northerly limit of King Street, said point being distant in the northerly limit of King Street, 118.5 feet measured westerly from the point of intersection of the northerly limit of King Street and the westerly limit of George Street;

THENCE south 84 degrees west along the northerly limit of King Street a distance of 29.1 feet to the mid point of the westerly wall of the said yellow brick building;

THENCE north 15 degrees, 07 minutes west in and along the centre line of the west wall and northerly production thereof a distance of 201.6 feet to an iron bar;

THENCE north 84 degrees east a distance of 62.51 feet to an iron bar;

THENCE south 14 degrees 33 minutes east to and along a wire fence and the southerly production thereof a distance of 95.82 feet to an iron bar;

THENCE south 75 degrees 59 minutes West to and along the northerly face of a metal-clad shed a distance of 21.51 feet to the north-westerly angle of the said shed;

THENCE south 14 degrees 01 minutes east in and along the westerly face of the said metal-clad shed and the line of a wire fence a distance of 26.3 feet to the north-easterly angle of a frame shed;

THENCE south 15 degrees 47 minutes east in and along the easterly face of the said frame shed a distance of 9.8 feet to an angle in the said easterly face;

THENCE in a southerly direction continuing along the easterly face of the said frame shed and the Easterly face of the Easterly wall of a three storey yellow brick building a distance in all of 65.6 feet more or less to the Point of Commencement.

THE HEREINABOVE described lands being shown outlined in red on a map or plan made by J. L. Sylvester, Ontario Land Surveyor, dated May 27th, 1963, which said map or plan is attached to Registered Deed Number 36449 for the Town of Cobourg.

TOGETHER WITH a Right-of-way at all times in common with others entitled thereto, over, along and upon a strip of land 10 feet in perpendicular width as shown coloured yellow on plan of survey attached to Deed Number 49134, and which said Right-of-way lies immediately southerly of and adjoins the southerly limit of Lot 19, Block E in the said Town and extends from the Easterly limit of the herein described parcel to the Westerly limit of George Street.

TOGETHER WITH a Right-of-way over a lane lying immediately west and north of the land hereby conveyed and more particularly described as the easterly 13 feet of even width of the northerly 269 feet of Lot 12, Block E, being part of Lot 17, Concession "A", Caddy Plan, and being shown partly on survey and sketch to illustrate description attached to Deeds Numbers 63664 and 36449.

STATEMENT OF REASONS FOR REPEALING BY-LAW NO. 22-84

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. 22-84.

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.