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THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 92-92

A BY-LAW TO REPEAL BY-LAW NUMBER 81-85 (170 KING STREET EAST, 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. 81-85 on the 16th day of September, 1985, being a by-law to designate property at 170 King Street East, 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 170 King Street East, Cobourg and upon the Ontario Heritage Foundation, notice of intention to repeal By-law No. 81-85 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:

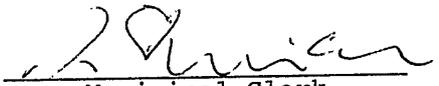
1. THAT By-law No. 81-85 designating the real property known as 170 King Street East, Cobourg and more particularly described in Schedule "A" hereto is hereby repealed.
2. THAT a copy of this by-law together with the reasons for repealing the designation be registered against the property described in 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 92-92

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises situate lying and being in the Town of Cobourg, County of Northumberland, Province of Ontario and being composed of Part of Lots "A" and 1, Block "A" according to the Caddy Plan of the said Town of Cobourg formerly Part of Lot 15, Concession "A" in the Township of Hamilton containing by measurement 0.281 acres be the same more or less which said parcel may be more particularly described as follows:

PREMISING that the northerly limit of King Street as shown on the said Caddy Plan has an assumed astronomic bearing of North 72 degrees, 17 minutes, 10 seconds East (N72°17'10"E) in accordance with a Plan of Survey attached to Deposit Number 66278 registered in the Registry Office for the Registry Division of Northumberland West (No. 39) and relating all bearings herein thereto.

COMMENCING at a survey monument set in the south east angle of the said Lot "A".

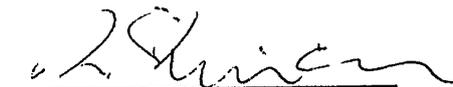
THENCE North 17 degrees 43 minutes, 30 seconds West (N17°43'30"W) along the westerly limit of Walton Street as shown on the said Caddy Plan a distance of One Hundred and Forty-one and Fifty-three One-hundredths feet (141.53") to a survey monument.

THENCE South 72 degrees 19 minutes, 50 seconds West (S72°19'50") in and along a board fence a distance of eighty-six and one hundredths feet (86.68') to a survey monument (141.60') to a survey monument.

THENCE South 17 degrees, 58 minutes, 20 seconds East (S17°58'20"E) in and along a board fence a distance of One Hundred and Forty-one and Sixty One-hundredths feet (141.60') to a survey monument set in the northerly limit of said King Street.

THENCE North 72 degrees, 17 minutes, 10 seconds East (N72°17'10"E) along the northerly limit of the said King Street a distance of eighty-six and seven feet (86.7) feet to the point of commencement.

  
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Mayor

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

STATEMENT OF REASONS FOR REPEALING BY-LAW NO. 81-85

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. 81-85.

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.