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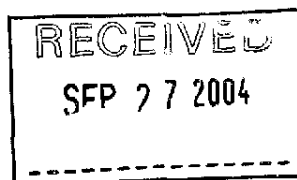
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where history and innovation thrive



City of Kingston

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2004-09-08

Ontario Heritage Foundation
10 Adelaide Street East
Toronto, ON M5C 1J3

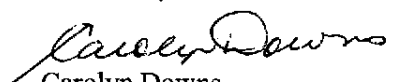
Dear Sirs:

RE: DE-DESIGNATION OF 68 BROCK STREET, KINGSTON

In accordance with the Ontario Heritage Act, I am enclosing the following:

- 1) Certified copy of a resolution of Kingston City Council, being Clause 1., Report No. 61, approved at the regular meeting of City Council held on June 15, 2004;
- 2) Certified copy of a resolution of Kingston City Council, being Clause 1., Report No. 69, approved at the regular meeting of City Council held on July 13, 2004;
- 3) Certified copy of By-Law 2004-185, "A By-Law to Amend By-Law 897-151, 'A By-Law to Designate Certain Properties to be of Historical and/or Architectural Value or Interest Pursuant to the Provisions of the Ontario Heritage Act' (De-Designate 68 Brock Street)", which By-Law received Third Reading and was finally passed by Kingston City Council at its regular meeting held on September 7, 2004.

Yours truly,


Carolyn Downs
City Clerk

/ki

cc: Kincore Holdings Ltd., 80 Queen St., Kingston, ON K7K 6W7
T. Willing, Acting Commissioner, Planning & Development Services
B. Bielski, Manager, Planning
S. Powley, Committee Clerk (LACAC)

File No. R01

Council Support Division
Corporate Services

Phone: (613) 546-4291 ext. 1247 Fax: (613) 546-5232 cdowns@cityofkingston.ca



**I HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT COPY OF
CLAUSE 1., REPORT NO. 61, APPROVED BY KINGSTON CITY COUNCIL AT ITS
REGULAR MEETING HELD ON JUNE 15, 2004:**

1. **THAT** Application P18-14-04 for a designated property located at 68 Brock Street requesting approval to demolish the building **BE APPROVED**, subject to the following conditions:
 - That the design of the replacement building be acceptable to the Kingston Municipal Heritage Committee.
 - That an Engineering Study to determine the impact of the demolition on 66 Brock Street and any structural impact related to loads that might be caused by new development adjacent to this building be completed, and a determination of how any problems presented can and will be resolved.
 - That a Building Permit be issued for the new construction prior to a demolition permit being issued.
 - That a by-law amendment repealing the by-law to de-designate a portion of 68 Brock Street be approved.

—and further—

THAT it be understood that the Committee believes **in principle** that KINCORE Holdings Limited has an inspiring insight for this project to be located on the property north of the British Whig Building and bridging between Clarence Street and Brock Street

—and further—

THAT it be understood that consideration will be given by KINCORE Holdings Ltd to retain the building at 68 Brock Street and have it incorporated in the new construction.

CARRIED

DATED at Kingston, Ontario
this 13th day of September, 2004


CAROLYN DOWNS
City Clerk

City of Kingston, 216 Ontario Street, Kingston, Ontario , Canada K7L 2Z3

Council Support Division, Corporate Services

Phone: (613) 546-4291 ext. 1247 Fax: (613) 546-5232 cdowns@cityofkingston.ca




**I HEREBY CERTIFY THAT THE FOLLOWING IS A TRUE AND CORRECT COPY OF
CLAUSE 1., REPORT NO. 69, APPROVED BY KINGSTON CITY COUNCIL AT ITS
REGULAR MEETING HELD ON JULY 13 and 14, 2004:**

1. **WHEREAS** the Kingston Municipal Heritage Committee believes that the de-designation of 68 Brock Street should not happen until the conditions of the resolution approved by Council have been met;

THEREFORE BE IT RECOMMENDED THAT the third reading of By-Law No. 2004-185 "A By-Law To Amend By-Law 87-151, "A By-Law to Designate Certain Properties To Be Of Historic And/Or Architectural Value Or Interest Pursuant To The Provisions of The Ontario Heritage Act" (De-Designate 68 Brock Street)" be deferred until the conditions outlined in Clause No. 1 of Report 61 have been met.

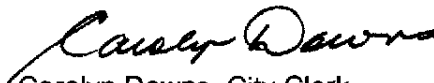
CARRIED

DATED at Kingston, Ontario
this 13th day of September, 2004


CAROLYN DOWNS
City Clerk

I, Carolyn Downs, hereby certify this to be a true and correct copy of *By-Law No. 2004-281, "A BY-LAW TO AMEND BY-LAW 87-151, "A BY-LAW TO DESIGNATE CERTAIN PROPERTIES TO BE OF HISTORIC AND/OR ARCHITECTURAL VALUE OR INTEREST PURSUANT TO THE PROVISIONS OF THE ONTARIO HERITAGE ACT" (DE-DESIGNATE 68 BROCK STREET)"*, which By-Law was passed by the Council of the Corporation of the City of Kingston on September 7th, 2004, as amended.

DATED at Kingston, Ontario
this 24th day of September, 2004


Carolyn Downs, City Clerk
The Corporation of the City of Kingston

BY-LAW NO. 2004-281

A BY-LAW TO AMEND BY-LAW 87-151, "A BY-LAW TO DESIGNATE CERTAIN PROPERTIES TO BE OF HISTORIC AND/OR ARCHITECTURAL VALUE OR INTEREST PURSUANT TO THE PROVISIONS OF THE ONTARIO HERITAGE ACT" (DE-DESIGNATE 68 BROCK STREET)

PASSED: September 7, 2004

WHEREAS the Owner of a property designated under the Ontario Heritage Act, R.S.O., 1990, Ch. 0.18 has applied to Council to amend By-Law 87-151, "A By-Law to Designate Certain Properties to be of Historic and/or Architectural Value or Interest Pursuant to the Provisions of the Ontario Heritage Act", in order to de-designate the property known as Civic Number 68 Brock Street;

AND WHEREAS Council has consulted with its Municipal Heritage Committee and has approved the application;

AND WHEREAS Notice of the repealing by-law was published in a newspaper having general circulation in the municipality on Wednesday, June 23, 2004;

NOW THEREFORE, the Council of The Corporation of the City of Kingston hereby enacts as follows:

1. By-Law 87-151 entitled "A By-Law to Designate Certain Properties to be of Historic and/or Architectural Value or Interest Pursuant to the Provisions of the Ontario Heritage Act", is hereby amended as follows:

1.1 Section 1, Subsection (b) is hereby amended by adding the following new Clause (i) thereto as follows:

"1.(b)(i) Notwithstanding the designation described in Subsectin (b), Section 1 of this By-Law, the property described as Civic Number 68 Brock Street is hereby de-designated as being of historical value or interest."

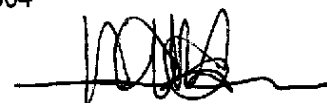
2. A copy of the repealing by-law shall be registered against the property affected in the proper land registry office.

3. This By-Law shall come into force and take effect on the date of its passing.

GIVEN FIRST AND SECOND READINGS June 15, 2004

GIVEN THIRD READING AND FINALLY PASSED September 7, 2004


CITY CLERK


MAYOR

