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The Corporation of the
City of Burlington

Halton

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REGISTERED MAIL

October 18, 1991

Ontario Heritage Foundation
7th Floor
77 Bloor Street West
Toronto, Ontario
M7A 2R9

Dear Mr. Sir/Madam:

SUBJECT: Designation of Hendrie Gates, Royal Botanical Gardens
Files: 130 and 501-06

The purpose of this letter is to advise you that Council at its meeting held on Tuesday, October 15, 1991 enacted and passed By-law 119-1991, being a by-law to designate the Hendrie Gates of the Royal Botanical Gardens in the City of Burlington, Regional Municipality of Halton.

I have enclosed a certified true copy of the by-law which will be registered in the Land Registry Office for the Regional Municipality of Halton.

If you have any questions in this regard, kindly contact Mr. John Bolognone, Assistant Clerk, at 335-7706.

Yours truly,

Helen MacRae
EXECUTIVE DIRECTOR, INFORMATION
SERVICES AND CITY CLERK

MP/jm
4708-CL2(2)

cc: Mr. John Bolognone, Assistant Clerk, Attention: Chairman of the Local
Architectural Conservation Advisory Committee

THE CORPORATION OF THE CITY OF BURLINGTON

BY-LAW NUMBER 119-1991

A By-law to designate property municipally known as The Hendrie Gates, in the City of Burlington, in the Regional Municipality of Halton, being part of Lot 12, Concession 1, geographic township of East Flamborough.

WHEREAS by Section 29(6)(a) of the Ontario Heritage Act, R.S.O. 1980, chapter 337, as amended, the Council of a Municipality shall pass a by-law designating property to be of historical and architectural value and interest where no Notice of Objection to the designation has been served on the City Clerk within thirty days after the date of first publication of the Notice of Intention to designate in a newspaper having general circulation in the Municipality;

AND WHEREAS Notice of Intention to designate the property municipally known as The Hendrie Gates was published in a local newspaper and served on the Owners of the property and on the Ontario Heritage Foundation by registered mail;

AND WHEREAS the reasons for the said designation are set out in Schedule "A" attached hereto and forming part of this by-law;

AND WHEREAS no Notice of Objection was served on the City Clerk of the City of Burlington within the 30 day period following the date of first publication of the Notice of Intention to designate;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF BURLINGTON HEREBY ENACTS AS FOLLOWS:

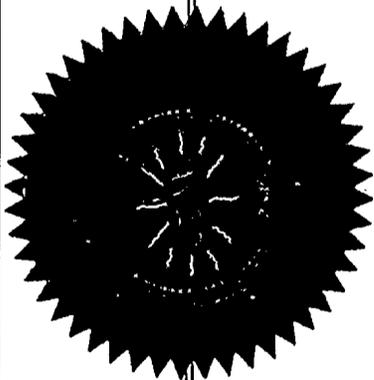
1. THAT the property municipally known as The Hendrie Gates, more particularly described in Schedule "B" attached hereto and forming part of this by-law, be designated as being of architectural and historical value and interest.

BY-LUMBER NUMBER 119-1991

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2. THAT the City Clerk be directed to cause a Notice of this by-law to be published in a local newspaper having general circulation in the Municipality.
3. THAT the City Clerk be directed to cause a certified true copy of this by-law to be served upon the Owners of The Hendrie Gates and upon the Ontario Heritage Foundation.
4. THAT this by-law take effect on the date of its registration in the Land Registry Office for the Land Registry Division of Halton (20).

ENACTED AND PASSED this 15th day of October, 1991.



Linda C. Pegley DEPUTY
MAYOR

D. MacRae CITY CLERK

CERTIFIED A TRUE COPY

[Signature] DEPUTY CITY CLERK

BY-LAW 119-1991

SCHEDULE "A"

REASONS FOR DESIGNATION OF THE HENDRIE GATES

The Hendrie Gates commemorate William Hendrie, who was born in Glasgow, Scotland, in 1831, and who emigrated as a young man to Hamilton, where he founded a very successful business hauling freight between the shippers and receivers, and the new railway lines. His business success was matched by his success as a horse breeder: indeed, a wing of the Hamilton General Hospital was built with the winnings of his horse, Martimas, in the Futurity stakes.

In 1931, to celebrate the centenary of Hendrie's birth, his family gave 122 acres of his historic breeding farm, which is now part of the Royal Botanical Gardens. At the same time, Hendrie's family commissioned Frederick John Flatman "to design and build a magnificent set of wrought iron gates, to be used in constructing an entrance marker to Hendrie Park". Flatman was a master craftsman ironworker who had apprenticed in England. In Canada, he had worked mostly as a blacksmith, but he rose to the challenge of this magnificent commission.

His iron was imported from Sweden, since he apparently thought the local product not good enough. His design was adapted from the gates to "The Backs" at Trinity College, Cambridge, England.

Flatman embellished the Hendrie Gates design with symbols appropriate to our New World setting: a sheaf of Durham wheat, a cluster of Ontario grapes, and a horseshoe. The craftsmanship of his wrought iron work is distinguished; and he also supervised the proper hanging of the gates, "so that a child may easily open and shut them with one hand".

BY-LAW 119-1991

SCHEDULE "B"

In the City of Burlington, in the Regional Municipality of Halton, being a Part of Lot twelve (12), Concession one (1), geographic Township of East Flamborough, being more particularly described as follows:

Premising that the Northwesterly limit of Spring Gardens Road, formerly known as the Toronto Hamilton Highway, has a bearing of North forty-three degrees, thirty-two minutes East (N 43d 32' E), as shown on a plan deposited in the Registry Division of the Registry Office for Halton (No. 20), as Plan 153 Miscellaneous and relating all bearings herein thereto;

Beginning at the intersection of the line between lots eleven (11) and twelve (12), Concession one (1), Township of East Flamborough, with the Northwesterly limit of the said Spring Gardens Road as widened by Plan 153 Miscellaneous;

Thence South forty-three degrees, thirty-two minutes West (S 43d 32' W) along the said Northwesterly limit, 46.517 metres to an iron bar;

Thence North twenty-six degrees, thirty-eight minutes, fifteen seconds West (N 26d 38' 15" W), 15.731 metres to an iron bar;

Thence South seventy-one degrees, one minute, forty-five seconds West (S 71d 01' 45" W), 78.692 metres to an iron bar on the Southeasterly limit of the former Kings Highway No. 2, now known as Plains Road West;

Thence North forty-five degrees, thirty-nine minutes, thirty seconds West (N 45d 39' 30" W), 34.000 metres to an iron bar on the Northwesterly limit of the said Plains Road West;

Thence North twenty-seven degrees, fifty-nine minutes, thirty seconds West (N 27d 59' 30" W), 72.381 metres to an iron bar being the Point of Commencement of the herein after described parcel of land;

Thence North thirteen degrees, forty-three minutes, fifty seconds West (N 13d 43' 50" W), 5.000 metres to an iron bar;

Thence North seventy-six degrees, sixteen minutes, ten seconds East (N 76d 16' 10" E), 15.000 metres to an iron bar;

Thence South thirteen degrees, forty-three minutes, fifty seconds East (S 13d 43' 50" E), 5.000 metres to an iron bar;

Thence South seventy-six degrees, sixteen minutes, ten seconds West (S 76d 16' 10" W), 15.000 metres to the Point of Commencement.