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ONTARIO HERITAGE TRUST

AUG 19 2019

RECEIVED

The Corporation of the City of Kawartha Lakes

By-Law 2018-141

A By-Law to Repeal and Replace By-Law 1984-26, Being a By-Law to designate 17 Sussex Street North, Lindsay, in the City of Kawartha Lakes as being of Cultural Heritage Value and Interest

Recitals

1. Section 29 of the Ontario Heritage Act, R.S.O. 1990, provides that the Council of a municipality may pass a by-law designating a property within the boundaries of the municipality to be of cultural heritage value or interest.
2. Notice of Intention to Designate 17 Sussex Street North, Lindsay, City of Kawartha Lakes, described further in Schedule "A", has been given in accordance with Section 29 of the Ontario Heritage Act.
3. No objection to the proposed designation has been served on the Clerk of the City.
4. Reasons for Designation are set forth in Schedule "A".

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2018-141.

Section 1.00: Definitions and Interpretation

1.01 **Definitions:** In this by-law,

"City", "City of Kawartha Lakes" or "Kawartha Lakes" means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

"City Clerk" means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

"Council" or "City Council" means the municipal council for the City;

"Director of Development Services" means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

"Property" means property as set out in Section 2.01.

1.02 **Interpretation Rules:**

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.

(b) The words "include" and "including" are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

- 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.
- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Designation

- 2.01 17 Sussex Street North, Lindsay, City of Kawartha Lakes, is designated as being of historic interest and value, described further in Schedule "A". This designation shall not preclude any changes that may be deemed necessary for the efficient use of the building but that any and all such changes shall be in keeping with the original and present character of the building and in consultation with the municipal heritage committee.
- 2.02 The City is hereby authorized to cause a copy of this by-law to be registered against the property described above in the proper Land Registry Office.
- 2.03 The Clerk is hereby authorized to cause a copy of this by-law to be served on the owner of the aforesaid property and on the Ontario Heritage Trust, and to cause notice of the passing of this by-law to be published in the newspaper.

Section 3.00: Enforcement, Offence and Penalties

- 3.01 **Enforcement:** This by-law may be enforced by every municipal law enforcement officer and police officer.
- 3.02 **Offence and Penalty:** It is an offence for a person to contravene any provision of this by-law, and every person who contravenes this by-law is guilty of an offence and, on conviction, is liable to a fine in accordance with the provisions of the *Provincial Offences Act* and to any other applicable penalty.

Section 4.00: Administration and Effective Date

- 4.01 **Administration of the By-law:** The Director of Economic Development is responsible for the administration of this by-law.
- 4.02 **Effective Date:** This By-law shall come into force on the date it is finally passed

Section 5.00 Repeals

5.01 Repeal: By-law 1984-26 is repealed.

By-law read a first, second and third time, and finally passed, this 25 day of September, 2018

Andy Letham, Mayor

Cathie Ritchie, City Clerk

Schedule 'A' to By-law 2018-141

Being a By-law to designate 17 Sussex Street North, Lindsay, City of Kawartha Lakes, as being of cultural heritage value and interest.

Description of Property

This two storey red brick Arts and Crafts Tudor Revival English style home is located on the west side of Sussex Street North, just north of Peel Street.

Legal Description:

TOWN PLAN PT LOT 17 N PEEL;ST

PIN: 63223-0127

REASON FOR DESIGNATION

Architectural Design or Physical Value:

Built in 1900 by Almena Morton, the red brick two storey home features a steep windowed gable over the front door. The roof lines are what define the home as an English cottage style dwelling, given that the front steeped gabled roof flares up at either side. The English style home features a front entrance door made of solid wood. The windows are a defining attributes of the home, with two windows framing the main entrance, and a windowed dormer over the home's garage which projects from the homes southern portion. The first and second storeys of the home also feature leaded windows.

Historical Significance:

The historical significance of the home is based on its previous owner: Mr. Leslie M. Frost who represented the Counties of Victoria-Haliburton in the Ontario Legislation for many years. Elected in 1937, and named Treasurer of Ontario and Minister of the Mines in 1943. Both of these posts were held simultaneously by Mr. Frost until 1949 until he was named Leader of the Progressive Conservative Party for Ontario and consequently became Premier at that time, to remain in office until he resigned in 1961 into retirement. The remainder of Mr. Frost's life was spent living at 17 Sussex Street North until he died in 1973. Therefore he had both political and personal influence both within the region and the Province of Ontario.

ATTRIBUTES TO BE CONSERVED:

- Three toned red, black and orange brick
- Steeped gable window over front door
- Roof lines reflective of English Cottage style with a pitched gable roof that flares on either side
- Box ends that decorate the frieze of the roofs
- Solid wood front door

- Two side framing windows
- Gable style overhang over side door
- Windowed dormer over the garage
- Windowed dormer over the east side of home
- Original leaded windows on first and second storeys
- A large brick chimney in the same three toned bricks
- Frieze board in the tongue and groove design along the eaves