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AUG 19 2018

RECEIVED

**The Corporation of the City of Kawartha Lakes**

**By-Law 2018-179**

**A By-Law to Repeal and Replace By-Law 1992-04 Being a By-Law to Designate 977 Eldon Road, Oakwood 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 977 Eldon Road, Oakwood, 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 2018-179.**

**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**

- 2.01 977 Eldon Road, Oakwood, 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 1992-04 is repealed.

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

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**Andy Letham, Mayor**

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**Cathie Ritchie, City Clerk**

## **Schedule 'A' to By-law 2018-179**

Being a By-law to designate 977 Eldon Road, Oakwood, City of Kawartha Lakes, as being of cultural heritage value and interest.

### **Description of Property**

The two storey store is situated in the northwest corner of Highway 7 and Eldon Road.

Legal Description:

PLAN 80 PT LOT 1 & 2

PIN# 63185-0120

### **REASON FOR DESIGNATION**

Architectural Design or Physical Value:

This historic property is distinguishable by its red brick and decorative buff brick work. Buff brick quoins accentuate the building's corners and buff brick lintels highlight its upper and lower storey windows. Two prominent chimneys are featured, with one at the peak of the east facing gable and the other on the north facing gable. Although not designated for protection, it is noted that the shelving and wood cornices situated on top of the shelving are original internal fixtures.

Historical Significance:

The land was originally was purchased from Mariposa Township when Council decided to uplift and move their building to a new location. Archibald E. Cameron purchased the land and built his A. E. Cameron's Store in 1864 and opened his doors to the public in 1865. This building has been home to a bakery, furniture and casket business, and a hardware store. More recently the property has been known as an antique shop. This building was also the first building to be designated in Mariposa Township.

**ATTRIBUTES TO BE CONSERVED:**

External:

- Quoined brick corners in buff brick
- Chimney atop of east and north facing gables
- Decorative buff brick lintels over colonial 4 over 4 single hung sash windows hung windows
- Store front façade and front door
- Decorative wood brackets along soffits