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The Corporation of the City of Kawartha Lakes

By-Law 2018-178

A By-Law to Repeal and Replace Township of Mariposa By-Law 1996-36, Being a By-Law to designate 17025 Simcoe Street, Manilla, 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 17025 Simcoe Street, Manilla, 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 2018-178.

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 17025 Simcoe Street, Manilla, 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 Development Services 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: Township of Mariposa By-law 1996-36 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 2018-178

Being a By-law to designate 17025 Simcoe Street, Manilla, City of Kawartha Lakes, as being of cultural heritage value and interest.

Description of Property:

This Manilla Public Library continues to operate in a small wood siding cottage style dwelling on the east side of Simcoe Street just south of Highway 7.

Legal Description:

PLAN 42 LOT 14

PIN: 63187-0120

Reason for Designation:

Architectural Design or Physical Value:

Originally constructed as a one and a half storey family home around 1850, the structure continues to feature original wood siding although it was moved back from the road to provide a setback. The distinguishing attribute of this Cottage style structure is its Italianate front door frame which consists of two wooden pilasters with a decorative wood lintel on the building's north and south end maintains its symmetry.

Historical Significance:

Beginning in 1861, the Manilla Mechanics Institute formed a literary society until a Manilla Public Library was officially opened in 1895. However, the permanent home of the Library was relocated to this site in 1913 when Edward Acton donated the current building. The Manilla Public Library became a part of the Victoria County Public Library System in 1965. As such, it provides a place of community for the residents and visitors to Manilla.

Attributes to be Conserved:

- One and a half storey
- Six over windows (although not original) front facing windows are in character with the style original to the home
- Horizontal wood siding remains
- Front door frame with two wooden pilasters and decorative wood intel and trimming
- The gabled roof topped with a chimney