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NOTICE OF PASSING OF HERITAGE DESIGNATION BY-LAW 2023-45 AND REPEAL OF HERITAGE DESIGNATION BY-LAW 1985-72

TAKE NOTICE THAT the Council of the Corporation of the Town of Penetanguishene passed By-law 2023-45 to designate the new location of the Penetanguishene Angels as being of cultural heritage value or interest under Section 29, Part IV of the Ontario Heritage Act, R.S.O. 1990, c.18.

TAKE FURTHER NOTICE THAT the Council of the Corporation of the Town of Penetanguishene repealed By-law 1985-72 being the heritage designation by-law applicable to the former location of the Penetanguishene Angels under Section 31, Part IV of the Ontario Heritage Act, R.S.O. 1990, c.18.

Owner

Town of Penetanguishene / County of Simcoe

Location (see location map)

Former Location of Penetanguishene Angels:

Part of Lot 114, Concession 1 formerly in the Township of Tay now in the Town of Penetanguishene and Part of the East Half of Lot 114, Concession 1 West of the Penetanguishene Road formerly in the Township of Tiny and Part of the Road Allowance Between Tay and Tiny Townships now in the Town of Penetanguishene, County of Simcoe, more specifically described as Parts 1, 2, and 3 on Plan 51R-13786.

New Location of Penetanguishene Angels:

Part of Lot 113 West of the Penetanguishene Road, Concession 1 more specifically described as Part 1 and 2 Plan 51R-43970.

Appeal

An appeal from those permitted under the Ontario Heritage Act, R.S.O. 1990, c.18 may be made by submitting a Notice of Appeal with the Ontario Land Tribunal and the Town Clerk. Appeals must be received within thirty (30) days of this Notice setting out the reasons for the objection and be accompanied by the fee charged by the Tribunal. If you wish to appeal to the Ontario Land Tribunal, forms are available from the Ontario Land Tribunal website at <https://olt.gov.on.ca>.

Additional Information

Further information on this matter, including a copy of the By-laws, can be obtained at Townhall or by contacting Owen Taylor, Planner at 705-549-7453 ext. 251 or by email otaylor@penetanguishene.ca.

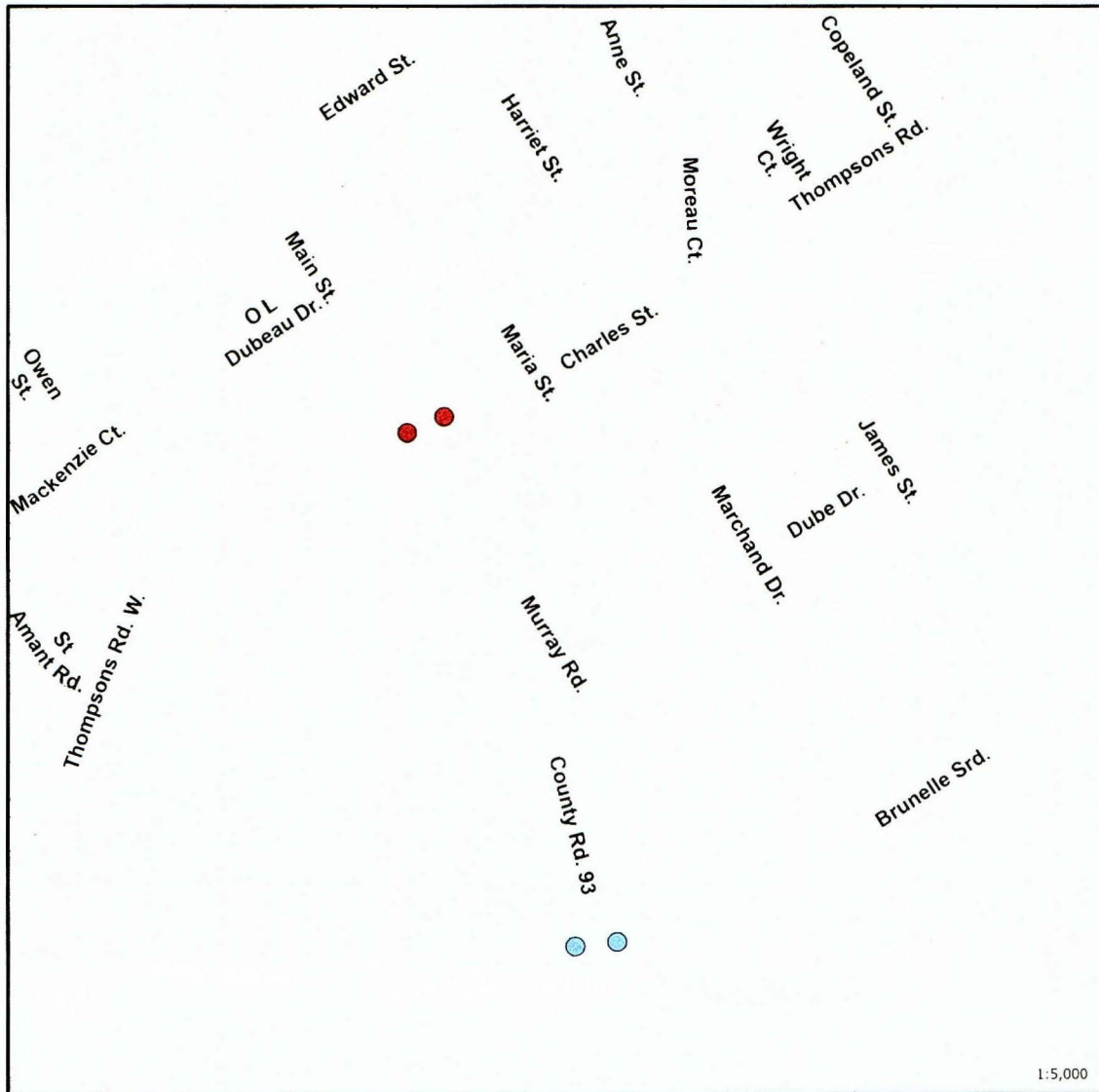
Dated at the Town of Penetanguishene this 17th day of August 2023.

Stacey Cooper
Clerk

RECEIVED
2023/08/21
(YYYY/MM/DD)
Ontario Heritage Trust

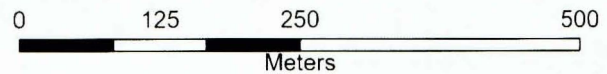


Location Map



Legend

- Existing location of Penetanguishene Angels
- New location of Penetanguishene Angels



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THE CORPORATION OF THE TOWN OF PENETANGUISHENE

BY-LAW NUMBER 2023-45

Being a By-Law to Designate the Penetanguishene Angels as Being of Cultural Heritage Value and Interest under Section 29 of the Ontario Heritage Act

WHEREAS pursuant to section 29 of the Ontario Heritage Act R.S.O. 1990, c. O.18, the Council of a municipality may, by By-law, designate a property within the municipality to be of cultural heritage value or interest;

AND WHEREAS the property is legally described in Schedule "A" to this By-law (the "Subject Property");

AND WHEREAS the Council of the Corporation of the Town of Penetanguishene has set out the statement of cultural heritage value or interest, and described the heritage attributes of the Subject Property in Schedule "B" to this By-law;

AND WHEREAS the Council of the Corporation of the Town of Penetanguishene has consulted with its Municipal Heritage Committee pertaining to this By-law;

AND WHEREAS the Council of the Corporation of the Town of Penetanguishene has caused to be served on the owners of the Subject Property and upon the Ontario Heritage Trust, notice of intention to designate the Subject Property and further, has caused the notice to be published in the newspaper of general circulation in the municipality;

AND WHEREAS no objections to the notice of intention to designate were served on the Clerk of the municipality;

NOW THEREFORE the Council of The Corporation of the Town of Penetanguishene ENACTS as follows:

1. THAT the Subject Property more particularly described on Schedule "A", attached hereto, is hereby designated as being of Cultural Heritage Value and Interest pursuant to section 29 of the Ontario Heritage Act R.S.O. 1990, c. O.18.
2. THAT the statement of cultural heritage value or interest and description of heritage attributes is attached hereto and forming part of this By-law as Schedule "B".
3. THAT the attached schedules form part of the By-law;
4. THAT the Clerk is hereby authorized to cause a copy of this By-law to be served on the owner of the Subject Property and the Ontario Heritage Trust, and publish

notice of passing of this By-law in a newspaper having general circulation in the municipality;

5. THAT once this By-law comes into force and effect in accordance with the applicable provisions of the Ontario Heritage Act R.S.O. 1990, c. O.18, the Town Solicitor is hereby authorized to cause this By-law to be registered against the Subject Property described in Schedule "A" hereto at the Land Registry Office.

BY-LAW read a first, second and third time and finally passed by Council on the 9th day of August, 2023.



MAYOR, Doug Rawson



CLERK, Stacey Cooper

SCHEDULE "A" TO BY-LAW 2023-45

LEGAL DESCRIPTION

Part of Lot 113, Concession 1 West of the Penetanguishene Road Geographic Township of Tiny now in the Town of Penetanguishene more specifically described as Parts 1 and 2 on Reference Plan 51R-43970 being part of the land described in PIN58453-0001(LT)

SCHEDULE “B” TO BY-LAW 2023-45

STATEMENT OF CULTURAL HERITAGE VALUE

The Penetanguishene Angels, declared as the “portals to Huronia” in 1921, are located on County Road 93 at the municipal border between the Town of Penetanguishene and the Town of Midland. The Angels each stand atop a pillar, adorned with a bugle and torch to light the way to and from Penetanguishene. The original Angels, cast in a Zinc alloy and patinated to resemble bronze, are housed at the Penetanguishene Centennial Museum for safekeeping. Today, replicas of the Angels continue to stand at the municipal border and help tell the story of Penetanguishene’s rich history and distinct culture.

The property has historical value because it has direct associations with a theme, person, and event that is significant and contributes to the understanding of the community. The original Angels were erected through the efforts of Father Athol Murray, Mr. Dennis A. Lahey, and Gerald Lahey. Gerald, a young man in his early twenties, was entering the Jesuit Order and was the only child of Mr. Dennis A. Lahey, owner of D.A. Lahey & Co. General Merchants at 90 Main Street. In entering the Jesuits, Gerald made a vow of poverty and could not accept an inheritance from his father. Instead, his father offered to buy him anything he wanted. At the suggestion of Father Murray and in the consideration of his father who was French speaking and his mother who was English speaking, Gerald wanted something to commemorate and symbolize the “Bonne Entente” between the French and English people of Penetanguishene. The Angels, one marked Ontario and the other marked Quebec, were unveiled in 1921 at the celebration of the three-hundredth anniversary of the arrival of Samuel de Champlain to these parts of Canada. The pair of statues were among only one (1) other statue in Town at the time and remain significant features in the community.

The property has contextual value because it supports the character of the area; is physically, visually, and historically linked to its surroundings; and is a landmark. Penetanguishene is home to a variety of different cultures and the Angels represent two particularly longstanding cultures of the community. The pair of Angels sit on either side of County Road 93 at the municipal border and frame the entrance to Penetanguishene, providing a visual queue that one has entered the “land of the white rolling sands”.

DESCRIPTION OF HERITAGE ATTRIBUTES

- The elements contributing to the bronze appearance
- The bases of the statues, one marked Ontario and the other marked Quebec
- The shape and style of the Angels including the bugle and torch
- The identical form and mirroring of each on either side of County Road 93
- The frontage on County Road 93 and location at the municipal border
- The symbolism as a gateway and the “portals to Huronia”
- The height above ground level and visibility from a distance