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Notice of Passing of By-law to Repeal and Replace Designation By-law

Township of Cavan Monaghan

Take notice that on the 14th day of August, 2023, the Council of the Corporation of the Township of Cavan Monaghan passed By-law No. 2023-52 to repeal and replace Village of Millbrook By-law 85-5, designating the property known municipally as 5 Prince Street (formerly 17 Anne Street), described further below, as being of Cultural Heritage Value or Interest pursuant to section 29 and 31 of the *Ontario Heritage Act*, R.S.O. 1990, c. 0.18.

Legal Description of Property

Lot 9, Part of Lot 10, South side of Anne Street, Part of Lot 16, between Prince and Princess Streets, Formerly being Part of Lot 12, Concession 4, Township of Cavan-Millbrook-North Monaghan, now Township of Cavan Monaghan, Geographic Village of Millbrook, County of Peterborough.

Additional Information

A complete copy of By-law No. 2023-52 is attached.

Appeal

Any person may object to By-law No. 2023-52 by filing with the Clerk of the Township of Cavan Monaghan and the Ontario Land Tribunal (OLT), no later than October 1st, 2023, a notice of appeal setting out the objection to By-law No. 2023-52 and the reasons in support of the objection. The notice of appeal must be accompanied by a certified cheque, money order, or credit card payment in Canadian funds in the amount of \$1,100. Certified cheques and money orders should be made payable to the Minister of Finance. If you wish to appeal to the OLT, forms are available on the OLT website at <https://olt.gov.on.ca>.

Dated at the Township of Cavan Monaghan this 31st day of August, 2023.

Cindy Page
Clerk

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The Township of Cavan Monaghan

By-law No. 2023-52

Being a by-law to Repeal and Replace sections of Village of Millbrook By-law 85-5, Designating 5 Prince Street (formerly known as 17 Anne Street, in the Village of Millbrook) in the Township of Cavan Monaghan as being of Cultural Heritage Value or Interest under Part IV of the *Ontario Heritage Act*

Whereas Section 31 of the *Ontario Heritage Act*, R.S.O. 1990, provides that the Council of a municipality may repeal a by-law passed under Section 29 of the Act designating a property within the boundaries of the Municipality at Council's initiative;

And Whereas a Notice of Intention to Repeal sections of Village of Millbrook By-law 85-5 designating 17 Anne Street, Village of Millbrook, now 5 Prince Street, Township of Cavan Monaghan, described further in Schedule A, has been given in accordance with Section 31 of the *Ontario Heritage Act*;

And Whereas no objection to the proposed repeal of sections of the designating By-law has been served on the Clerk of the Municipality within the prescribed time under the *Ontario Heritage Act*;

And Whereas Section 29 of the *Ontario Heritage Act*, R.S.O. 1990, provides that the Council of a municipality may pass a by-law to designate a property within the boundaries of the Municipality as being of cultural heritage value or interest;

And Whereas a Notice of Intention to Designate 5 Prince Street, Township of Cavan Monaghan has been given in accordance with Section 29 of the *Ontario Heritage Act*;

And Whereas no objection to the proposed designation has been served on the Clerk of the Municipality;

And Whereas Council has consulted with its Municipal Revitalization and Heritage Advisory Committee;

And Whereas the reasons for designation are set out in Schedule A;

Now Therefore the Council of the Township of Cavan Monaghan enacts as follows:

1. The property located at 5 Prince Street is designated as being of cultural heritage value or interest, as described further in Schedule A. This designation shall not preclude alterations to the property but that any and all alterations shall be in keeping with the original and present character of the property and that no alterations to the property affecting its heritage attributes as outlined in Schedule A shall be made without written consent from the Township.
2. The Township is hereby authorized to have a copy of this By-law registered against the property described above in the Land Registry Office.
3. The Clerk is hereby authorized to serve a copy of this By-law to the owner of the property and to the Ontario Heritage Trust and to provide notice of the passing of this by-law in a newspaper having general circulation in the municipality.
4. The following excerpts from By-law 85-5 are hereby repealed:
 - 1) "5. 17 Anne Street"
 - 2) "(5) '17 Anne Street' being more particularly described in Schedule 'A-5' attached hereto and forming part of the By-law. The reasons for the designation of this property are set out in Schedule 'B-5' attached hereto and forming part of this By-law."
 - 3) Schedule A-5
 - 4) Schedule B-5
5. All other relevant provision of By-law 85-5, as amended, shall apply unless previously amended.

Read a first, second, and third time and passed this 14th day of August, 2023.

Matthew Graham
Mayor

Cindy Page
Clerk

Schedule A to By-law No. 2023-52

Section 1: Description of Property

5 Prince Street, Township of Cavan Monaghan

Section 2: Location of Property

Located on the Southeast side of Anne Street, Northeast of Princess Street and Southwest of Prince Street.

Section 3: Legal Description

Lot 9, Part of Lot 10, South side of Anne Street, Part of Lot 16, between Prince and Princess Streets, Formerly being Part of Lot 12, Concession 4, Township of Cavan-Millbrook-North Monaghan, now Township of Cavan Monaghan, Geographic Village of Millbrook, County of Peterborough.

Section 4: Reasons for Designation

The property at 5 Prince Street is worthy of designation under Part IV, Section 29 of the *Ontario Heritage Act* for its cultural heritage value, and meets Ontario Regulation 9/06, the provincial criteria prescribed for municipal designation under the categories of design/physical value as well as contextual value within the Township of Cavan Monaghan.

Section 5: Statement of Cultural Heritage Value or Interest

- The house located at 5 Prince Street, Millbrook (formerly 17 Anne Street) is a 2-storey structure exemplifying Victorian Vernacular style with Gothic influence common to Millbrook throughout the mid to late 19th century. The red brick house has a small front porch with decorative wood trim on the north elevation. The north elevation also features a small transom window above the front entryway, as well as a three-sided bay consisting of narrow sash windows. The house also presents a symmetrical east façade along Prince Street with a decorated front door, sidelights, fan transom, and sash windows on either side of the front door. The curved upper window on the east elevation has been updated to a modern assembly. A small covered porch was added to the main entrance along Prince Street, as well as red brick, symmetrical chimneys at the north and west gable peaks and rear gable chimney with the top 5 brick courses of decorative brickwork in a style sympathetic with the original features of the home.

The property is surrounded by pleasant gardens and large, old trees in the front and side yards. The Anne Street and Prince Street façades are of significant heritage interest as there is a modern addition on the rear of the house. While little historical information is known about 5 Prince Street, it contributes to the preserved nineteenth century character common throughout Millbrook.

Section 6: Heritage Attributes

- Placement and orientation of the building on the southwest corner of Prince and Anne Streets
- Scale, form, symmetry and massing of the 2-storey building with an T-shaped plan, and red brick construction
- Steeply pitched cross gable roof with decorative wood gable trusses
- Anne Street facing verandah with subtle Regency Cottage styling, including decorative wood detailing of wood brackets and columns
- Anne Street facing bay window with three slender masonry openings for windows and soffit and trim
- Symmetrical east façade
- Fenestration pattern and style
- Masonry opening for front door with arched transom and brick arch, and sidelights
- Flat brick arches above windows, with the exception of rounded brick arches above gable windows
- Rounded masonry openings and windows in gables
- Wood shutters
- Wood soffit and associated fascia and trim