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Office of the City Clerk

November 27, 2024

[REDACTED]  
[REDACTED]  
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RECEIVED  
2024/11/28  
(YYYY/MM/DD)  
Ontario Heritage Trust

Dear [REDACTED]

**Re: Kingston City Council Meeting, November 19, 2024 – By-Law Number 2024-402; A By-Law to Designate the Property at 617-619 Union Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act***

At the regular meeting on November 19, 2024, Council gave three readings to By-Law Number 2024-402; A By-Law to Designate the Property at 617-619 Union Street to be of Cultural Heritage Value and Interest pursuant to the *Ontario Heritage Act*.

Attached please find By-Law Number 2024-402, and the Notice of Passing.

Yours sincerely,

Janet Jaynes  
City Clerk  
/nb

Encl. By-Law Number 2024-402  
Notice of Passing

C.C. Ontario Heritage Trust  
Ryan Leary, Heritage Planner

**Notice of Passing By-Laws to Designate  
The following properties to be of Cultural Heritage Value and Interest Pursuant to  
the Provisions of the *Ontario Heritage Act* (R.S.O. 1990, Chapter 0.18)**

**Take Notice** that Section 29 of the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18, By-Law Numbers 2024-397, 2024-398, 2024-399, 2024-400, 2024-401, 2024-402, and 2024-403 were passed by the Council of The Corporation of the City of Kingston and approved by Mayoral Decision Number 2024-27 on November 19, 2024 to designate the following lands to be of cultural heritage value and interest:

**294 Elliott Avenue** (Part Farm Lot 5, Con West Great Cataraqui River, Kingston, Part 1, 13R18838; City of Kingston, County of Frontenac), known as the Elliott Farmhouse;

**3751 Smith Road** (Part Lot 6, Con 4, Western Addition, Kingston, as in FR329337, Lying E of Part 2, 13R344 & S of Part 3, 13R4158; City of Kingston, County of Frontenac), known as the Bell Farmstead;

**3867 Smith Road** (Part Lots 7-8, Con 4, Western Addition, Kingston, Part 1 on 13R21029; City of Kingston, County of Frontenac), known as the Smtih Farmstead;

**722-766 John Counter Boulevard** (Part Farm Lot 5, Con West Great Cataraqui River, Kingston, as in FR442219, Except Parts 5 & 7 13R8629 & Part 1, 13R17330; City of Kingston, County of Frontenac), known as the John Elliott Farmhouse;

**1901 Jackson Mills Road** (Part Lot 13, Con 4, Kingston, Part 2, 13R18877; S/T & T/W FR762129, Except the Easement Therein Thirdly Described; City of Kingston, County of Frontenac), known as the Jackson Mill;

**617-619 Union Street** (Part Lot 4, N/S Union St, Plan 54, Kingston City, Parts 1, 3, 13R10659; City of Kingston, County of Frontenac); and

**79-83 Princess Street** (Part Lot 111, Original Survey, Kingston City, Part 1, 13R13985; City of Kingston, County of Frontenac), known as the Robert White Building.

**Additional information**, including a full description of the reasons for designation is available upon request from Ryan Leary, Senior Heritage Planner, Heritage Services at 613-546-4291, extension 3233, or at [rleary@cityofkingston.ca](mailto:rleary@cityofkingston.ca) during regular business hours, or by visiting the Development and Services Hub at [www.cityofkingston.ca/dash](http://www.cityofkingston.ca/dash) and searching by address.

Any who objects to one or more of these By-laws may appeal to the Ontario Land Tribunal by giving the Tribunal and the City Clerk, within 30 days of the publication of this notice, a notice of appeal setting out the objection to the By-Law(s) and the reasons in support of the objection, accompanied by the fee charged by the Tribunal.

**Dated** at the City of Kingston

This 26<sup>th</sup> day of November, 2024

Janet Jaynes, City Clerk

City of Kingston

City Council voted in favour of this by-law on November 19, 2024

Written approval of this by-law was given on November 19, 2024 by Mayoral Decision Number 2024-27

Clause 2, Report Number 87, October 1

### **City of Kingston By-Law Number 2024-402**

#### **A By-Law to Designate the property at 617-619 Union Street to be of Cultural Heritage Value and Interest Pursuant to the *Ontario Heritage Act***

**Passed:** November 19, 2024

#### **Whereas:**

Subsection 29(1) of the *Ontario Heritage Act*, R.S.O. 1990, Chapter 0.18 (the "*Ontario Heritage Act*") authorizes the council of a municipality to enact by-laws to designate property within the municipality, including buildings and structures on the property, to be of cultural heritage value or interest;

The *property* was listed on the register established pursuant to Section 27 of the *Ontario Heritage Act* in 2010;

On September 18, 2024, Council of the City of Kingston ("*Council*") consulted with its municipal heritage committee regarding the designation of the property at 617-619 Union Street (the "*property*") in accordance with subsection 29(2) of the *Ontario Heritage Act*;

On October 1, 2024, *Council* caused notice of its intention to designate the *property* to be given to the owner of the *property* and to the Ontario Heritage Trust (the "*Trust*"), and on October 8, 2024, notice of the intent to designate the *property* was published in The Kingston Whig-Standard, a newspaper having general circulation in the City of Kingston; and

No notice of objection to the proposed designation was served on the municipal Clerk (the "*Clerk*") of the Corporation of the City of Kingston (the "*City*") within the time prescribed by subsection 29(5) of the *Ontario Heritage Act*.

#### **Therefore, *Council* enacts:**

1. The *property* is designated as being of cultural heritage value and interest, as more particularly described in Schedule "A" of this by-law.
2. A copy of this by-law will be registered against the *property* in the appropriate land registry office. The *Clerk* is authorized to serve a copy of this by-law on the owner of the *property* and the *Trust*, and to cause notice of the passing of this by-law to be published in The Kingston Whig-Standard.



3. The *City* reserves the right to install a designation recognition plaque on the *property*, in a location and style determined by the *City* in consultation with the owner.
4. This by-law will come into force and take effect on the date it is passed.

**Given all Three Readings and Passed:** November 19, 2024



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Janet Jaynes  
City Clerk



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Bryan Paterson  
Mayor



**Schedule "A"**  
**Description and Criteria for Designation**

Civic Address: 617-619 Union Street  
Legal Description: Part Lot 4 N/S Union St Plan 54 Kingston City Parts 1, 3  
13R10659; City of Kingston, County of Frontenac  
Property Roll Number: 1011 070 130 10200

**Introduction and Description of Property**

The property at 617-619 Union Street is located on the north side of the street, near the northwest corner with Church Street in the Village of Portsmouth, now City of Kingston. This approximately 230 square metre residential property contains a two-storey rough-cast frame house constructed circa 1850 and used for many years as a tavern.

**Statement of Cultural Heritage Value/Statement of Significance**

*The property has design value or physical value because it is a rare, unique, representative or early example of a style, type, expression, material or construction method.*

The subject property is a representative example of a mid-19<sup>th</sup> century two-storey wood frame Georgian cottage with its original rough-cast appearance. Typical of the Georgian style is the side gable roof and a central unadorned entranceway, flanked by symmetrically placed windows. While this building has been modified (twin chimneys removed) and restored several times, its profile, massing and fenestration pattern, still retain a strong Georgian character.

*The property has historical value or associative value because it yields, or has the potential to yield, information that contributes to an understanding of a community or culture.*

The house was likely built by Alexander Cameron in 1850, at about the same time he built the house at 37 Kennedy Street. Cameron was a Scottish immigrant and carpenter.

For many of its early years, the property was used as a tavern. Catherine Kirkeman ran a tavern in the building in the 1850s, until she ran into difficulty with village council regarding her lack of stables, which resulted in her losing her tavern licence in 1860. A wooden stable was built on the corner of Church Street in the 1860s (replaced by a house in the 1940s). A Mrs. McCutcheon took over the business, and once again it came under public scrutiny, this time for a lack of accommodations (taverns had to have at least two bedrooms and a sitting room for guests). In 1869, Thomas and Catherine O'Donnell ran the tavern into the late 1870s. It is unclear when it became a private residence; however, its rocky history as a tavern contributes to an understanding of the values and culture of the Portsmouth community in the late 19<sup>th</sup> century.



*The property has contextual value because it is important in defining, maintaining or supporting the character of an area.*

The former Village of Portsmouth has a distinct heritage character, consisting of a variety of built heritage resources including frame and stone dwellings from the 19<sup>th</sup> century. With its distinct Georgian design, original rough-cast cladding and location close to the street near the intersection with Baiden and Church Streets, this property helps define and maintain the historic village character of Portsmouth.

### **Heritage Attributes**

Key exterior elements that contribute to the property's cultural heritage value include its:

- Two-storey dwelling of wood frame construction, with rough-cast (stucco) cladding;
- Side elevations (east and west sides) with side gable roof with eave returns; and
- Symmetrical three-bay front (southern) façade with central entranceway topped by a four-pane transom and five matching rectangular window openings.