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IN THE MATTER OF THE ONTARIO HERITAGE ACT
R.S.O. 1990, CHAPTER O.18 AND
4 AND 8 SOUTH KINGSWAY
CITY OF TORONTO, PROVINCE OF ONTARIO

NOTICE OF PASSING OF BY-LAW

To: Petro Canada
3275 Rebecca Street
Oakville, Ontario
L6L 6N5
Attn: Wes Robbins


2388A Bloor St. W.
Toronto, Ontario
M6S 1P5

Ontario Heritage Foundation

Take notice that the Council of the City of Toronto has passed By-law No. 801-1998 to designate the property at Nos. 4 and 8 South Kingsway (excluding the buildings) as being of historical value or interest.

Dated at Toronto this 24th day of November, 1998.



For Novina Wong, City Clerk

Authority: Toronto Community Council Report No. 12, Clause No. 27,
as adopted by Council on October 28, 29 and 30, 1998
Enacted by Council: October 30, 1998

CITY OF TORONTO

BY-LAW No. 801-1998

**To designate the property at 4 and 8 South Kingsway
as being of historical value or interest.**

WHEREAS authority was granted by Council to designate the property at Nos. 4 and 8 South Kingsway (excluding the buildings) as being of historical value or interest; and

WHEREAS the *Ontario Heritage Act* authorizes the Council of a municipality to enact by-laws to designate real property, including all the buildings and structures thereon, to be of historical or architectural value or interest; and

WHEREAS the Council of the City of Toronto has caused to be served upon the owners of the land and premises known as Nos. 4 and 8 South Kingsway and upon the Ontario Heritage Foundation, Notice of Intention to designate the property and has caused the Notice of Intention to be published in a newspaper having a general circulation in the municipality as required by the *Ontario Heritage Act*; and

WHEREAS the reasons for designation are set out in Schedule "B" to this by-law; and

WHEREAS a notice of objection to the proposed designation was served upon the Clerk of the municipality, but later withdrawn;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. The property at Nos. 4 and 8 South Kingsway, more particularly described and shown on Schedule "A" to this by-law, is designated as being of historical value or interest.
2. The City Solicitor is authorized to cause a copy of this by-law to be registered against the property described in Schedules "A" and "C" to this by-law in the proper Land Registry Office.
3. The City Clerk is authorized to cause a copy of this by-law to be served upon the owners of the property at Nos. 4 and 8 South Kingsway and upon the Ontario Heritage Foundation and to cause notice of this by-law to be published in a newspaper having general circulation in the City of Toronto as required by the *Ontario Heritage Act*.

ENACTED AND PASSED this 30th day of October, A.D. 1998.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)

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SCHEDULE "A"

In the City of Toronto and Province of Ontario, being composed of;

FIRSTLY: (Premises 8 South Kingsway - Owners - BP Canada Limited)

Lot 221 on Plan 2226-York, part of Jane Street, closed by Township of York By-law 7232 (2241Swansea), Lots 69, 70, 71, 72 and 73 on Plan 2445-York, both said Plans being registered in the Land Registry Office for the Metropolitan Toronto Registry Division (No. 64), the boundaries of the land being described as follows:

Premising that the southerly limit of the said Lot 69 being also the northerly limit of Queen Street West has an assumed bearing of North 73 degrees, 09 minutes and 00 seconds East and relating all bearings herein thereto;

Commencing at the south-easterly angle of the said Lot 69;

Thence North 26 degrees 56 minutes 00 seconds West along the westerly limit of Riverside Drive, now South Kingsway, 30.81 metres to a survey monument found;

Thence northerly along an arc of a curve to the left, forming part of the said westerly limit of South Kingsway, having a radius of 81.51 metres an arc distance of 1.92 metres whose chord length is 1.92 metres and chord bearing is North 27 degrees 28 minutes 00 seconds West to the north-easterly angle of the said Lot 69;

Thence continuing along the curve to the left, forming part of the said westerly limit of South Kingsway, having a radius of 81.51 metres an arc distance of 22.54 metres whose chord length is 22.47 metres and chord bearing is North 36 degrees 12 minutes 30 seconds West to a survey monument found;

Thence South 71 degrees 53 minutes 00 seconds West, to and along the northerly limit of the said Lot 221 a distance of 87.10 metres, more or less, to the easterly high watermark of the Humber River being the north-westerly angle of the said Lot 221;

Thence southerly along the said easterly high water mark of the Humber River, being the westerly limits of the said Lots 221 and 73, a distance of 52.43 metres, more or less, to the northerly limit of Queen Street West;

Thence North 73 degrees 09 minutes 00 seconds East along the last mentioned limit, being the southerly limits of the said Lots 73, 72, 71, 70 and 69, a distance of 95.99 metres more or less to the point of commencement.

The herein before FIRSTLY described lands being most recently described in Instrument 12731(Swansea).

SECONDLY: (Part of Premises 2595 Bloor Street West - Owner - City of Toronto)

Lots 74, 75 and part of Lot 76 on Plan 2445-York registered in the Land Registry Office for the Metropolitan Toronto Registry Division (No. 64), the boundaries of the land being described as follows:

Commencing at the south-easterly angle of the said Lot 74, said point being in the westerly limit of Riverside Drive, now South Kingsway;

Thence northwesterly along the easterly limits of the said Lots 74 and 75 along a curve to the left, forming part of the said westerly limit of South Kingsway, having a radius of 81.51 metres, an arc distance of 24.80 metres;

Thence continuing along the easterly limits of the said Lots 75 and 76 a distance of 13.13 metres, more or less, to its intersection with a line drawn parallel to and at the perpendicular distance of 30.00 metres north of the southerly limit of the said Lot 74;

Thence westerly along the aforesaid line drawn parallel 64.2 metres, more or less to the westerly limit of the said Lot 76, said point also being in the easterly limit of the Humber River;

Thence southerly along the westerly limits of the said Lots 76, 75 and 74, being also the easterly limit of the Humber River, 35.3 metres, more or less, to the south-westerly angle of the said Lot 74;

Thence easterly along the southerly limit of the said Lot 74 a distance of 84.4 metres, more or less, to the point of commencement.

The hereinbefore FIRSTLY and SECONDLY described lands being delineated by heavy outline on Plan SYE2890 dated October 19, 1998, as set out in Schedule "C".

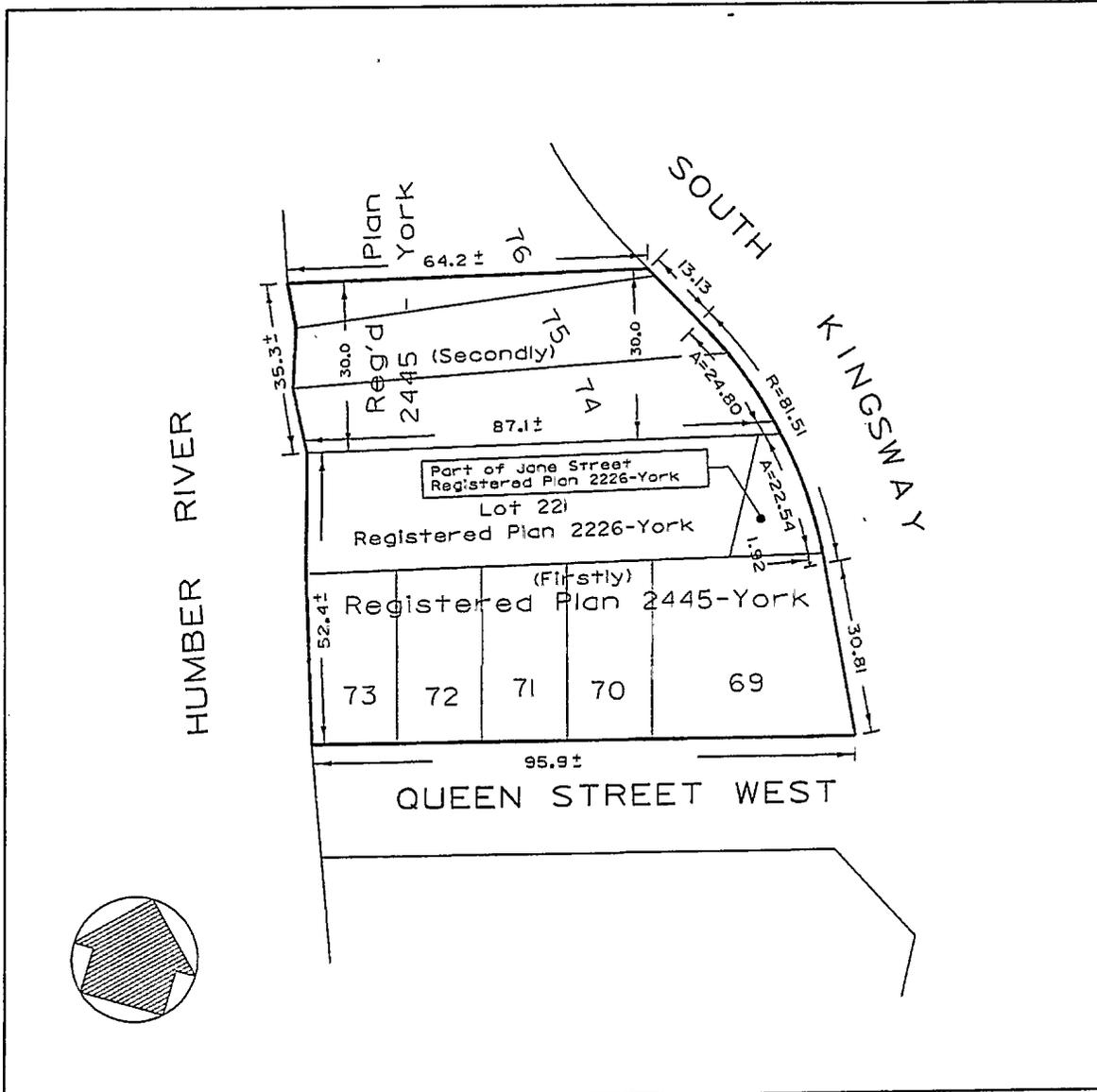
SCHEDULE "B"

The designation is intended to recognize and commemorate the long history of use of the mouth of the Humber River. The site is recognized for historic reasons, including the potential for archaeological remains. The designation is not intended to preserve the gas station or other structures on the identified lands.

The east bank of the Humber River, near its mouth at Lake Ontario, was the southern terminus of the Carrying Place Trail, the major portage route and short-cut used by Native Peoples and French traders to travel between the upper and lower Great Lakes. In addition, it was the site of Fort Toronto, built during the winter of 1750-1, and the Jean Rousseau trade post, occupied ca. 1791-1795. Rousseau was familiar with local customs and languages. He served as a guide and interpreter for Lt. Gov. Simcoe when the latter founded York, the town that became modern Toronto.

SCHEDULE "C"

MAP AREA 47J-13



Premises No.'s 8 South Kingsway and part of 2595 Bloor Street West

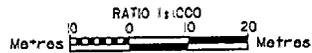
NOTE:

THIS SKETCH IS NOT A PLAN OF SURVEY AND HAS BEEN COMPILED FROM SURVEY NOTES AND OFFICE RECORDS, IT SHALL NOT BE USED EXCEPT FOR THE PURPOSE INDICATED IN THE TITLE BLOCK.

TORONTO
 WORKS AND EMERGENCY SERVICES

SKETCH TO ILLUSTRATE

LAND DESIGNATED AS BEING OF HISTORICAL VALUE OR INTEREST



Drawn ME

W. Kowalenko - City Surveyor

Checked W.M.

FILE
 S156-H2

Date: Oct. 19, 1998.

PLAN SYE2890

068234