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Thorold

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CONSERVATION REVIEW BOARD



January 16, 2007

Ms. Rita Caldarone
Secretary, Heritage Policy and
Program Development
Heritage & Libraries Branch
Ministry of Culture
400 University Avenue, 4th Floor
Toronto, ON M7A 2R9

Dear Ms. Caldarone:

Re: Designation of 2nd Welland Canal River Lock
Located on South Street South Road Allowance and
Adjacent Municipal Property
Under Ontario Heritage Act - By-law No. 49-2006

Please be advised that Thorold City Council, at its July 4, 2006 meeting, adopted By-Law No. 49-2006 which designates the 2nd Welland Canal River Lock, as being of cultural heritage value or interest pursuant to Part IV, Section 29 of the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18. A Notice of the Passage of the By-Law was published in Niagara This Week on July 21, 2006.

In accordance with Section 28(6)(a)(ii) of the Act, we have enclosed a certified copy of the registered By-Law being No. SN142823 registered November 8, 2006 for your records.

We trust this is in order.

Yours very truly,

Adele Arbour, MCIP, RPP,
Director of Planning & Building Services

AA:em
Attach.

cc: J.K. Bice, City Clerk
G. Nicholson, Senior Planner, Region of Niagara

City of Thorold

P.O. Box 1044, 3540 Schmen Parkway, Thorold, Ontario L2V 4A7

www.thorold.com

Tel: 905-227-6613

ON THIS 1ST DAY OF August 2006

[Signature]
Dep. CITY CLERK
CORPORATION OF THE CITY OF THOROLD

THE CORPORATION OF THE CITY OF THOROLD

BY-LAW NO. 49-2006

**A BY-LAW TO DESIGNATE THE SECOND WELLAND CANAL RIVER LOCK ,
LOCATED ON SOUTH STREET SOUTH ROAD ALLOWANCE AND
ADJACENT MUNICIPAL PROPERTY AS BEING OF CULTURAL
HERITAGE VALUE OR INTEREST**

WHEREAS:

1. Section 29 of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18 authorizes the Council of a municipality to enact by-laws to designate a property within the municipality including all buildings and structures thereon, to be of cultural heritage value or interest.
2. City of Thorold owns the Lands.
3. Council has served a Notice of Intention upon the Owners of the Lands and upon the Ontario Heritage Trust providing Notice of Intention to designate The Second Welland Canal River Lock of cultural heritage value or interest and has caused Notice of Intention to be published in Niagara This Week, a newspaper having general circulation in the municipality on the 24th day of March, 2006.
4. No Notice of Objection to the proposed designation has been served upon the City.
5. The Council of the Corporation of the City of Thorold endorsed the cultural heritage value or interest designation of The Second Welland Canal River Lock in accordance with the recommendation of Report PBS2006-28, approved at a Special Council Meeting held March 21, 2006.

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF THOROLD ENACTS AS FOLLOWS:

1. In this by-law and its preambles:
 - (a) "Building" means any premises or structures on the Lands.
 - (b) "City" means the Corporation of the City of Thorold;
 - (c) "Council" means the Council of the City;
 - (d) "Designated" or "Designation" means the designation of the building known as "The Second Welland Canal River Lock" located at South Street South road allowance and adjacent municipal property, Plan M5, Lot 3, Port Robinson East, in the City and located on the Lands, to be of cultural heritage value or interest, pursuant to the relevant provisions of the Ontario Heritage Act, R.S.O. 1990, Ch.O.18, as amended;
 - (e) "Lands" means lands and premises and buildings or improvements thereon, described in Schedule "A" annexed hereto and made part of this By-law;
 - (f) "Notice of Intention" means the Notice set out in Schedule "B" annexed to and made part of this By-law.
2. The structure known as "The Second Welland Canal River Lock" located on the Lands and the Lands as such are described in Schedule "A" annexed to this By-law, are designated as being of cultural heritage value or interest.

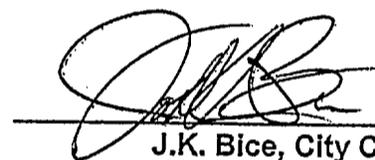
3. The Municipal Solicitor is hereby authorized to cause a copy of this by-law including a copy of the reasons for designation, as stated in Schedule "B" to this By-law, to be registered on the title to the Lands at the Registry Office for the Registry Division of Niagara South in the City of St. Catharines.
4. The Clerk of the City is hereby authorized to cause a copy of this By-law to be served upon the Owners of the Lands and upon the Ontario Heritage Trust and to cause Notice of the passing of this By-law to be published in a newspaper having general circulation in the City.
5. Amendments to Schedule "A" annexed to and made part of this By-law may be made by the Clerk of the City after passage of this By-law in order to register the By-law pursuant to Section 3 hereof.

READ A FIRST, SECOND AND THIRD TIME AND PASSED BY COUNCIL

THIS 4th DAY OF JULY, 2006.



R. Brock, Mayor



J.K. Bice, City Clerk

SCHEDULE "A" to By-law 49-2006

DESCRIPTION

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Thorold, formerly the Town of Thorold, in the Regional Municipality of Niagara, formerly the County of Welland, and being:

Lands described as South Street South road allowance and adjacent municipal property, Plan M5, Lot 3, Port Robinson East.

SCHEDULE "B" to By-law 49-2006

NOTICE OF INTENTION TO DESIGNATE

IN THE MATTER OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, CHAPTER O.18 AND IN THE MATTER OF THE LANDS AT THE FOLLOWING LOCATION IN THE CITY OF THOROLD, IN THE PROVINCE OF ONTARIO.

TAKE NOTICE that the Council of the Corporation of the City of Thorold intends to designate the Second Welland Canal River Lock located within the South Street South road allowance and adjacent land, near the intersection of River Street and Canby Street, as a property of cultural heritage value or interest under Part IV of The Ontario Heritage Act, R.S.O. 2005 Chapter O.18, Section 29.

REASONS FOR THE PROPOSED DESIGNATION:

Second Welland Canal River Lock
South Street South road allowance and adjacent municipal property
Plan M5, Lot 3
Port Robinson East
Thorold, Ontario

The Second Welland Canal River Lock is located on the South Street South road allowance near the intersection of River Street and Canby Street.

Cultural Heritage Value or Interest

The River Lock at Port Robinson is one of seven locks that were constructed within the present day limits of the City of Thorold for use on the 2nd Welland Canal. This lock was constructed sometime in the latter part of 1849 to accommodate the traffic flowing from the 2nd Welland Canal into the upper Welland River.

Four lift locks were constructed within Thorold proper - Lock 22 at Townline Road (partially demolished and buried), Lock 23 just south of St. David's Road on the former paper mill property on Front Street (buried), Lock 24 at Albert Street between the old and new Firehalls (buried), and Lock 25 located between Clairmont St./Sullivan Avenue and Lyndon Street in the Battle of Beaverdams Park (partially excavated).

Even as late as the 1860's the importance of the 2nd Canal River Lock at Port Robinson was upheld. According to British Military and Naval Records of June 2, 1862, the lock was considered one of the "most vulnerable" points along the Welland Canal should a war with the U.S.A. break out.

This lock has architectural, cultural and historical significance to our City. The Welland Canal and the remains of the former first, second and third Welland Canals continue to play an important role in defining the history of the history of the Niagara Peninsula, particularly among the canal communities. Since Port Robinson owes its very existence to the Welland Canal, and the development of the Village in the 19th century to the proximity of the Second Canal River Lock, the historical importance of this structure cannot be ignored.

Further information respecting the proposed designation is available in the Planning and Building Services Department during regular office hours, 8:30 a.m. to 4:30 p.m., Monday to Friday, 227-6613, 8 Carleton Street South, Thorold.

Any person may object to the proposed designation within thirty (30) days after the date of the publication of the Notice of Intention by serving on the Clerk of the Corporation of the City of Thorold a notice of objection setting out the reason for the objection and all relevant facts. The last day for filing objections will be Monday, April 24, 2006. All objections received within the aforementioned time period will be referred to the Heritage Conservation Review Board for a hearing and report.

DATED at the City of Thorold this 24th day of March, 2006

John K. Bice, City Clerk
Corporation of the City of Thorold
P.O. Box 1044, 8 Carleton Street South
Thorold, Ontario L2V 4A7