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IN THE MATTER OF THE ONTARIO HERITAGE ACT, 1974
1974 S.O. CHAPTER 122

AND IN THE MATTER OF THE DESIGNATION OF THE
PROPERTY AT NO. 189 YONGE STREET
(YONGE-WINTERGARDEN THEATRE)

NOTICE OF PASSING OF BY-LAW

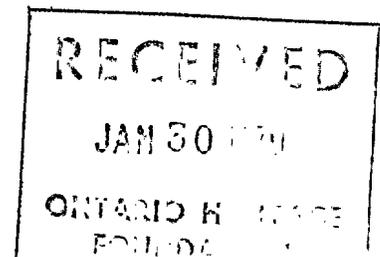
To: United Century Theatres Limited,
10th Floor,
130 Bloor Street West,
Toronto, Ontario.
M5S 1P3

✓ Ontario Heritage Foundation.

Take notice that the Council of The Corporation of
the City of Toronto has passed By-law No. 12-79 to designate
the above property. (File 0905).

DATED at Toronto this 26th day of January, 1979.

Roy V. Henderson
Roy V. Henderson
City Clerk



No. 12-79. A BY-LAW

*To designate the Property at No. 189 Yonge Street, of
architectural value.*

(Passed December 18, 1978.)

WHEREAS The Ontario Heritage Act, 1974, authorizes the Council of a municipality to enact by-laws to designate real property, including all the buildings and structures thereon, to be of historic or architectural value or interest; and

WHEREAS notice of intention to so designate the property at No. 189 Yonge Street having been duly published and served and a notice of objection to such designation having been received, the Council of the Corporation of the City of Toronto referred the matter to the Conservation Review Board for hearing and report; and

WHEREAS the Conservation Review Board, after due notice, conducted a public hearing and made a report to the aforesaid Council in which it recommended that No. 189 Yonge Street be duly designated by by-law of the City of Toronto pursuant to the provisions of The Ontario Heritage Act, 1974; and

WHEREAS the aforesaid Council has considered the said report; and

WHEREAS the reasons for designation are set out in Schedule 'B' hereto; and

THEREFORE, the Council of The Corporation of the City of Toronto enacts as follows:

1. There is designated as being of architectural value or interest the real property more particularly described in Schedule 'A' hereto, known as No. 189 Yonge Street.
2. The City Solicitor is hereby authorized to cause a copy of this by-law to be registered against the property described in Schedule 'A' hereto in the proper land registry office.

3. The City Clerk is hereby authorized to cause a copy of this by-law to be served upon the owner of the aforesaid property 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.

JOHN SEWELL,
Mayor.

ROY V. HENDERSON,
City Clerk.

Council Chamber,
Toronto, December 18, 1978.
(L.S.)

SCHEDULE 'A'

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the City of Toronto, in the Municipality of Metropolitan Toronto (formerly in the County of York) and Province of Ontario, being composed of part of Park Lot 8 in Concession I from the Bay of the original Township of York, Lots 3, 4, 5 and part of Lot 2 on the west side of Victoria Street according to a plan registered in the Registry Office for the Registry Division of Toronto as Number 22-A, the boundaries of the said parcel of land being described as follows:

PREMISING that the easterly limit of Yonge Street has a course of North Sixteen degrees West as shown on the said Plan 22-A, and relating all bearings herein thereto;

COMMENCING at a point in the said easterly limit of Yonge Street, where the same is intersected by the production westerly of the line between walls of the brick building standing in August 1969 upon the westerly part of the said lands herein described and the old brick building standing at the date hereinbefore mentioned upon the lands immediately to the south thereof the last mentioned point of intersection being distant One Hundred and Sixty-five feet Five and one-half inches measured northerly along the said easterly limit of Yonge Street from the northerly limit of Queen Street East;

THENCE North Seventy-four degrees Nine minutes Ten seconds East along the said production westerly, to and along the last mentioned line between walls, and continuing along the southerly face of the southerly wall of the said brick building standing upon the said lands herein described, in all a distance of Two hundred and seventeen feet Four and one-quarter inches, more or less to an angle therein;

THENCE South Fifteen degrees Fifty-nine minutes East, a distance of Two feet to the point of intersection with the northerly face of the northerly wall of a brick building standing at the date herein last mentioned upon the lands immediately to the south of the said lands herein described;

THENCE North Seventy-four degrees Three minutes Twenty seconds East along the last mentioned northerly face of wall, and the easterly production thereof, in all a distance of Forty-six feet Five and three-quarter inches to the point of intersection thereof with the said westerly limit of Victoria Street, the last mentioned point of intersection being distant One Hundred and Sixty-four feet Six inches measured northerly thereon from the said northerly limit of Queen Street East;

THENCE North Fifteen degrees Fifty-nine minutes West along the said westerly limit of Victoria Street a distance of One Hundred and Sixty feet Seven inches to the northeasterly angle of the said Lot 5 Plan 22-A;

THENCE South Seventy-three degrees Twenty-one minutes West along the northerly limit of the said Lot 5, a distance of Fifty-four feet nine inches to the northwesterly angle thereof;

THENCE South Fifteen degrees Fifty-two minutes East along the westerly limits of the said Lots 5 and 4, a distance of Fifty-nine feet Seven inches more or less to the point of intersection thereof with the production easterly of the site of the line of the northerly faces of the brick buttresses of an old brick building formerly standing partly upon the lands herein described and partly upon lands to the west thereof;

THENCE South Seventy-four degrees Thirty-six minutes Thirty-five seconds West along the last mentioned production easterly, to and along the site of the line of the northerly faces of buttresses aforesaid, in all a distance of Forty-five feet one and one-half inches more or less to the point of intersection thereof with a line drawn parallel to the said westerly limit of Victoria Street and distant One Hundred feet westerly therefrom measured on a course at right angles thereto; the last mentioned point of intersection being hereinafter referred to as Point 'A';

THENCE South Fifteen degrees Fifty-nine minutes East along the last mentioned parallel line a distance of Sixty-one feet Two and three quarter inches to the point of intersection thereof with the production easterly of the line between walls of the said brick building standing upon the westerly part of the said lands herein described and the brick building standing upon the lands immediately to the north thereof; the last mentioned point of intersection being hereinafter referred to as point 'B';

THENCE South Seventy-four degrees Twenty seconds West along the last mentioned production easterly, to and along the last mentioned line between walls, and continuing along the production westerly thereof, in all a distance of One Hundred and Sixty-three feet Ten Inches to the point of intersection thereof with the said easterly limit of Yonge Street;

THENCE South Sixteen degrees East along the said easterly limit of Yonge Street, a distance of Thirty-seven feet and one half inches to the said point of commencement.

SCHEDULE 'B'

Reasons for the designation of the Property at No. 189 Yonge Street.

The Yonge Theatre and Wintergarden Theatre, No. 189 Yonge Street (E) through to Nos. 148-68 Victoria Street (W), by Thomas W. Lamb and Stanley Makepiece, partially redecorated in 1934 by H.N. Stillman is designated on architectural grounds. The Yonge and Wintergarden theatres are outstanding examples of the work of Thomas W. Lamb, probably the greatest North American designer of 'picture palaces'. The theatres are also in very good condition. Although the Yonge Street facade is very narrow in relation to the spaces to which it gives access, it forms an integral part of the streetscape in the area.