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ONTARIO HERITAGE TRUST

DEC 29 2016



Dianna Saunderson
Committee Administrator
Corporate Services Department
Kitchener City Hall, 2nd Floor
200 King Street West, P.O. Box 1118
Kitchener, ON N2G 4G7
Phone: 519.741.2200, Ext. 7277
Fax: 519.741.2705
dianna.saunderson@kitchener.ca

Office of the City Clerk

December 22, 2016

Erin Semande
A/Provincial Heritage Registrar, Ontario Heritage Act
Ontario Heritage Trust
10 Adelaide Street East
Toronto ON M5C 1J3

Dear Ms. Semande:

Re: Designating By-law – 48 Ontario Street North

This is to advise that the Council of the Corporation of the City of Kitchener, at its regular meeting held on Monday, December 12, 2016, passed By-law 2016-126, pursuant to Part IV of the Ontario Heritage Act, designating the property municipally known as 48 Ontario Street North as being of historic and cultural heritage value or interest. A copy of the designating By-law is attached for your information, along with a copy of the Notice of Passing.

Yours truly,

Dianna Saunderson
Committee Administrator

cc: L. Bensason, Coordinator, Cultural Heritage Planning
S. Parks, Heritage Planner
J. Sheryer, Assistant City Solicitor

BY-LAW NUMBER 2016-126
of THE CORPORATION
OF THE CITY OF KITCHENER

(Being a by-law to designate the property municipally known as 48 Ontario Street North in the City of Kitchener as being of historic and cultural heritage value or interest).

WHEREAS section 29 of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18., authorizes the Council of a Municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of cultural heritage value or interest.

AND WHEREAS the Council of the Corporation of the City of Kitchener has received and considered the recommendations of its municipal heritage committee pertaining to this by-law, arising from Heritage Kitchener's meeting held on October 4, 2016;

AND WHEREAS the Council of The Corporation of the City of Kitchener resolved at its Council Meeting held the 24th day of October, 2016 to publish a Notice of Intention to designate the land described as 48 Ontario Street North, and which resolution was confirmed by By-law No. 2016-112 passed by the Council of The Corporation of the City of Kitchener at its Council Meeting held the 24th day of October, 2016;

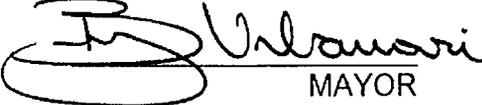
AND WHEREAS the Council of The Corporation of the City of Kitchener has caused to be served on the owner of the land and premises known municipally as 48 Ontario Street North in the City of Kitchener, and upon the Ontario Heritage Trust, a Notice of Intention to designate as being of cultural heritage value or interest that part of the aforesaid real property, and has caused such Notice of Intention to be published in a newspaper having general circulation in the municipality, a copy of which is attached hereto as Schedule "A";

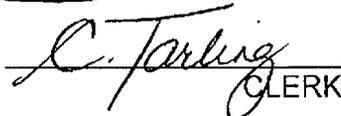
AND WHEREAS no Notice of Objection to the proposed designation has been served upon the Clerk of the Municipality;

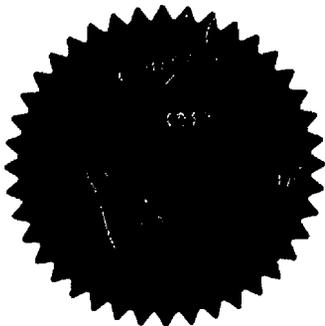
NOW THEREFORE the Council of The Corporation of the City of Kitchener enacts as follows:

1. A statement of the Property's cultural heritage value or interest is attached hereto as Schedule "B".
2. There is designated as being of cultural heritage value or interest all heritage attributes listed under the subheading "Description of the Heritage Attributes" in the statement of the Property's cultural heritage value or interest attached hereto as Schedule "B". For further clarity, this designation applies to every listed exterior and interior heritage attribute of the former Legion Building, the listed key heritage attribute that embodies the contextual value of the building, and all property covered by this designation.
3. The City Solicitor is hereby authorized to cause a copy of this by-law to be registered against the whole of the property described in Schedule "C" attached hereto in the proper land registry office.
4. The Clerk is hereby authorized to cause a copy of this by-law to be served on the owner of the aforesaid property and on 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 municipality.

PASSED at the Council Chambers in the city of Kitchener this 12th day of December 2016.


MAYOR


CLERK



SCHEDULE "A"

48 Ontario St. N. Notice of Intention to Designate

The Record Insert:

October 28, 2016
2-Column Display Ad in:
1st choice - Local Section,
2nd choice - 2nd page of First Section,
Last choice - 2nd page of LIFE Section

Friday, October 28, 2016 | WATERLOO REGION RECORD | Local, B3



IN THE MATTER OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, CHAPTER O.18, AS AMENDED, AND IN THE MATTER OF THE LANDS AND PREMISES AT THE FOLLOWING MUNICIPAL ADDRESS(ES) IN THE PROVINCE OF ONTARIO

NOTICE OF INTENTION

TAKE NOTICE that the Council of the Corporation of the City of Kitchener intends to designate the following municipal address as being of cultural heritage value or interest under Part IV of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18, as amended.

48 ONTARIO STREET NORTH

The former Legion building is a representative example of Classical Revival style in Kitchener, displaying a high degree of craftsmanship and artistic merit. Typical Classical Revival features include brick rustication, brownstone doorcase, and window openings with brownstone lintels and sills. Set between horizontal brownstone belt courses, brick pilasters with brownstone capitals and bases give the impression of Roman Doric columns. Built by the Bell Telephone Company in 1906-1910, the building was purchased by the Royal Canadian Legion, Branch 60, in 1944. Both are significant to, and yield information that contribute to an understanding of, our culture today. These organizations have made significant contributions to the City's economic development and have influenced the course of local and regional history. The property is located within the Downtown Cultural Heritage Landscape. It is important in defining, maintaining and supporting the historic contextual character of the downtown area and its status as the real and symbolic heart of the City.

The full Statement of Significance, containing a list of the heritage attributes, is available in the Office of the City Clerk, 2nd Floor, Kitchener City Hall during normal business hours.

Any person may send by Registered Mail or deliver to the Clerk of the City of Kitchener, notice of his or her objections to the proposed designation, together with a statement of the reasons for the objection and all relevant facts, to be received by the Clerk not later than the 28th day of November, 2016. If a Notice of Objection is received, the Council of the Corporation of the City of Kitchener will refer the matter to the Conservation Review Board (www.crb.gov.on.ca) for a hearing and report.

Dated at Kitchener the 28th day of October, 2016.

Christine Turling
Director of Legislated Services
& City Clerk
City Hall, P.O. Box 1148
200 King Street West
Kitchener, Ontario N2G 4G7

Schedule "B"

Statement of Cultural Heritage Value or Interest

Description of the Property

The subject property known as the former Legion building is municipally addressed as 48 Ontario Street North. The 0.10-hectare (¼-acre) lot is located on the west side of Ontario Street North between King Street West and Duke Street West in Downtown Kitchener. It contains a two-storey Classical Revival style commercial office building with a full raised basement.

Statement of Cultural Heritage Value or Interest

The former Legion building is recognized for its design, physical, historical, associative, and contextual values.

The former Legion building has design or physical value as a representative example of the Classical Revival style in Kitchener which displays a high degree of craftsmanship and artistic merit. Typical Classical Revival features found on the front elevation of this 1910 structure include brick rustication on the raised basement level, a brownstone doorcase and frontispiece with carved scroll brackets supporting an entablature, tall rectangular window openings with brownstone lintels and sills, and a flat roofline adorned with a simple cornice. Set between two horizontal brownstone belt courses, four brick pilasters with brownstone capitals and bases give the impression of Roman Doric columns. The attractive decorative features executed in brownstone are a relatively rare building material in Berlin/Kitchener. Windows on other elevations generally contain segmentally-arched openings with triple brick-header voussoirs and stone sills. Notable interior features include the front entrance terrazzo floor, front staircase with slate treads and metal risers, and wood handrails with paired metal balusters and metal newel-posts.

The historic or associative values of the former Legion building relate to its direct associations with both the Bell Telephone Company, who purchased the land and constructed this building in 1909-1910, and the Royal Canadian Legion, Branch 50, who bought the property from Bell in 1944. Both are significant to, and yield information that contributes to an understanding of, our culture today. These organizations have made significant contributions to the City's economic development and have influenced the course of local and regional history.

Bell Telephone began service in the Town of Berlin in 1879, with a local druggist as agent. There were 48 subscribers in 1883. This new office building was "equipped with every modern device known to telephony." Telephone use grew exponentially after this move. In 1914, switchboards served 500 lines; in 1915, 1,750; in 1920, 3,239; in 1925 the 5,000th telephone was installed in Kitchener.

Following World War Two, the building became home to a local branch of the Royal Canadian Legion. Branch 50 was founded by veterans in 1926, just one year after the Legion itself was formed, and is considered the Mother Branch in Waterloo Region. More than 500 armed forces members from Kitchener-Waterloo died during the two World Wars. In 1996, the Branch was

renamed after decorated First World War soldier Fred Gies. The Legion was well known for live entertainment, inspiring a vibrant local music scene and influencing the development of the Blues in Kitchener. The Legion moved to new premises in 2001.

The contextual value of the former Legion building relates to its location within the Downtown Cultural Heritage Landscape. It is important in defining, maintaining and supporting the historic commercial character of the downtown area and its status as the real and symbolic heart of the City.

Description of the Heritage Attributes

Key exterior heritage attributes that embody the design or physical values of the former Legion building as a representative example of a Classical Revival style commercial office building in Kitchener include:

All building elevations and exterior features including:

- red brick walls including basement level brick rustication and pilasters,
- all window openings, sills, lintels and brick voussoirs,
- all exterior door openings,
- roof and roofline, and
- decorative Brownstone features including:
 - banding and belt courses,
 - sills and lintels,
 - pilaster capitals and bases, and
 - entrance doorcase and frontispiece with scroll brackets and entablature.

Key interior heritage attributes that embody the design or physical values of the former Legion building include:

- front entrance terrazzo floor,
- front staircase including:
 - slate treads and metal risers, and
 - wood handrails with paired metal balusters and metal newel-posts.

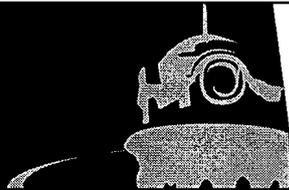
Key heritage attributes that embody the contextual value of the former Legion building include the:

- location on Ontario Street North.

SCHEDULE 'C'
Legal Description

Part Lot 7 between Young Street and Ontario Street on Plan 401 Kitchener as in
Instrument #1066033

Being all of PIN 22316-0026 (LT).



R0014137375

IN THE MATTER OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, CHAPTER O.18,
AS AMENDED, AND IN THE MATTER OF THE LANDS AND PREMISES AT THE
FOLLOWING MUNICIPAL ADDRESS(ES) IN THE PROVINCE OF ONTARIO

NOTICE OF PASSING

TAKE NOTICE that the Council of the Corporation of the City of Kitchener passed
By-law No. 2012-126 designating the property municipally known as 48 Ontario
Street North as being of cultural heritage value or interest under the Ontario
Heritage Act, R.S.O. 1990, Chapter O.18, as amended.

Dated at Kitchener the 16th day of December, 2016

Christine Tarling
Director of Legislated Services
& City Clerk
City Hall, P.O. Box 1118
200 King Street West
Kitchener, Ontario N2G 4G7