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*Nancy Smith
Ham-Went*

J.J. SCHATZ
CITY CLERK

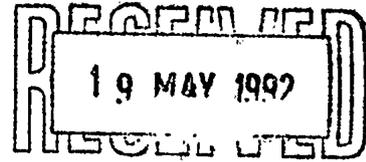
THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

REGISTERED

1992 May 13



The Ontario Heritage Foundation
77 Bloor Street West, 7th Floor
Toronto, Ontario
M7A 2R9

Dear Sir or Madam:

Re: Notification of Passing of By-law

Attached for your information is a copy of By-law No. 92-092 respecting 74 Charlton Avenue East, Hamilton, adopted by City Council at its meeting held 1992 March 31.

Yours truly,

J. J. Schatz
City Clerk

att.



The Corporation of the City of Hamilton

BY-LAW NO. 92-092

To Repeal:

By-law No. 91-076

Respecting:

LAND LOCATED AT MUNICIPAL NO. 74 CHARLTON AVENUE EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 91-076 on April 30, 1991 to designate 74 Charlton Avenue East, more particularly described in Schedule "A" attached hereto and forming part of this by-law, as property of historic and architectural value and interest under the Ontario Heritage Act;

AND WHEREAS the property comprising 74 Charlton Avenue East is within the Development Control Area of the Niagara Escarpment Commission;

AND WHEREAS the property comprising 74 Charlton Avenue East is in an area of demolition control designated under Section 33 of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS a development permit from the Niagara Escarpment Commission is required to demolish a house which is within the Niagara Escarpment Commission Development Control Area;

AND WHEREAS a demolition permit is required to demolish a residential property under the Planning Act;

AND WHEREAS the owner of 74 Charlton Avenue East demolished the designated property without a demolition permit or a development permit;

AND WHEREAS Section 34 of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18, requires the Council to pass a by-law to repeal the Designation By-law when the designated building has been demolished.

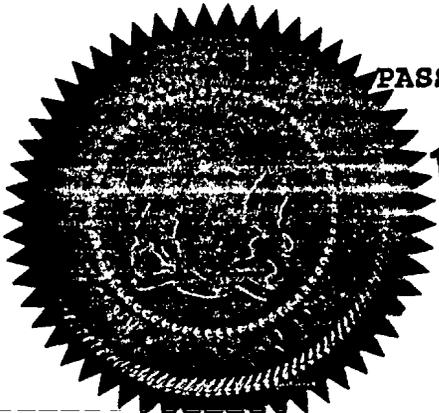
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 91-076 is hereby repealed.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law to be registered against the property described in Schedule "A" attached hereto, in the property registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton for three consecutive weeks.

PASSED this 31st day of March A.D. 1992.


Mayor


City Clerk



Schedule "A"

To

By-law No. 92-092

74 Charlton Avenue East, Hamilton, Ontario

ALL and Singular that certain parcel or tract of land and premises, situate, lying and being on the east side of John Street, south of Charlton Avenue in Robert James Hamilton's Survey in the City of Hamilton, in The Regional Municipality of Hamilton-Wentworth which may be more particularly described as follows:

COMMENCING on the easterly side of John Street at the southwest angle of the lands conveyed by Harriet A. Luxton to Eola McCullough by deed dated the fifth day of July, 1900, and registered in the Registry Office for the Registry Division of Wentworth, as Number 71487 and being about two hundred and thirty-one feet four inches from Charlton Avenue;

THENCE following the easterly margin of John Street on a course south fifteen degrees fifteen minutes west eighty-one feet three inches more or less to a post;

THENCE south seventy degrees fifteen minutes east two hundred and thirteen feet to a post;

THENCE north fifteen degrees and fifteen minutes east parallel to John Street eighty-one feet three inches more or less to a post;

THENCE north seventy degrees fifteen minutes west two hundred and thirteen feet to the place of beginning.