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**Authority:** Item 22, Planning and  
Economic Development  
Committee Report 04-014  
(PD04210)  
CM: August 12, 2004

**Bill No. 256**

City of Hamilton

BY-LAW NO. 04-256

To Designate:

**LAND LOCATED AT 111-113 HUGHSON STREET NORTH, CITY OF HAMILTON**

As Property of:

**CULTURAL HERITAGE VALUE**

**WHEREAS** the Council of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter 0.18;

**AND WHEREAS** no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

**AND WHEREAS** it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. The property located at 111-113 Hughson Street North, Hamilton, Ontario and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of cultural heritage value.
2. The Corporate Counsel is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

- (i) to cause a copy of this by-law, together with reasons for the designation, to be served on The Ontario Heritage Foundation by personal service or by registered mail;
- (ii) to publish a notice of this by-law once in a newspaper having general circulation in the City of Hamilton.

PASSED and enacted this 13<sup>th</sup> day October, 2004.

Mayor

Clerk

CERTIFIED A TRUE COPY

SALTER A. J. HAYDEN, DEPUTY CLERK  
CITY OF HAMILTON

Schedule "A"  
To  
By-Law No. 04-256  
111-113 Hughson Street North  
Hamilton, Ontario

Part of Lot 2, west side of Hughson Street between Gore and Cannon Streets, James Hughson Survey, being Parts 4 and 5 on Plan 62R-10419, City of Hamilton.

Subject to a right of way over Part 5, on Plan 62R-10419, and together with a right of way over part of Lot 3, west side of Hughson Street between Gore and Cannon Streets, James Hughson Survey, being Part 3 on Plan 62R-10419.

PIN (Property Identification Number) – PIN 17165-0034(R)

Schedule "B"  
To By-law No. 04-256  
Tivoli Theatre Auditorium  
111-113 Hughson Street North, Hamilton

REASONS FOR DESIGNATION

Built in 1875 as a carriage factory for J.P. Pronguey, the Tivoli Theatre complex at 108-112 James Street North has served primarily as a theatre since 1908. In 1924, the complex was substantially enlarged by an auditorium added to the rear at 111-113 Hughson Street North, to accommodate the enlarged Tivoli Theatre, the name by which the complex has since been known.

Historical Significance

The Tivoli, a vaudeville theatre and motion picture house, was the first theatre to introduce sound movies in the late 1920s. Of the numerous theatres built in Hamilton during the early 20th century, the Tivoli counted among the seven largest and grandest, the most resplendent of which were the Capitol and the Palace. All but the Lyric (now the Century) and the Tivoli have been demolished; and of these two only the Tivoli has retained any part of its original interior decor.

Architectural Significance

Interior:

The Tivoli Theatre was greatly admired for its sumptuously decorated "Italian Renaissance" interior, designed by Toronto architect, B. Kingston Hall. While a significant proportion of the original decor was removed or covered in the course of renovations undertaken in 1943, 1947 and 1954 (when the most extensive remodelling occurred), the main architectural features of the auditorium are still largely intact. These include the proscenium, the ceiling with its elliptical design, the decorative cornice and frieze below, and along each side wall: a colonnade comprising five round arches sprung from coupled pilasters. The two arches on either side of the stage still contain the original bronze statues of Caesar Augustus and the goddess Minerva. At the base of each of the other eight arches are medallions depicting the four seasons.

Designated Features

Important to the preservation of the Tivoli Theatre are the original architectural features of the auditorium, including the ceilings, proscenium, colonnades, statuary, and other decorative wall elements. Excluded from designation are the more recent additions, such as the floor covering, seating and stage curtain