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**NOTICE OF
AMENDING BY-LAW NO. 2014-101**

**PURSUANT TO THE PROVISIONS OF
THE ONTARIO HERITAGE ACT R.S.O. 1990, SECTION 30.1,**

AND IN THE MATTER OF THE LANDS AND PREMISES KNOWN MUNICIPALLY AS

**Stamford Green
Portage Road**

TAKE NOTICE that the Council of the Corporation of the City of Niagara Falls passed a by-law amending Designating By-law 2000-79 on the 12th day of August, 2014.

PURPOSE AND EFFECT OF THE AMENDMENT

The amendment to the designating by-law has updated the legal description contained in Schedule A and the Reasons for Designation contained in Schedule B.

EXPLANATION OF AMENDMENT

The 2000 by-law described the heritage attributes of the property in general terms. Schedule B, Reasons for Designation has been revised to describe the associative and architectural value of the property including the setting and also updated to reflect a more detailed description of the property and the heritage attributes contained within.

Dated at the City of Niagara Falls this 11th day of November, 2014.

A handwritten signature in dark ink, appearing to read "Alex Herlovitch", written over a horizontal line.

Alex Herlovitch
Director of Planning, Building & Development
City of Niagara Falls
4310 Queen Street, P.O. Box 1023
Niagara Falls, ON L2E 6X5

I, the undersigned, Deputy Clerk of The Corporation of the City of Niagara Falls, hereby certify the foregoing to be a true and correct copy of

Given under my hand and the seal of the said Corporation this day of August, 2014. Deputy Clerk

CITY OF NIAGARA FALLS

By-law No. 2014 - 101

A by-law to amend By-law No. 2000-79, being a by-law to designate a property known as the Stamford Green, located at 6212 Portage Road, to be of cultural heritage value and significance.

WHEREAS By-law No. 2000-79 designated the Stamford Green located at 6212 Portage Road to be of cultural heritage value and interest;

AND WHEREAS pursuant to Section 30.1 (2) (a) , the council of a municipality may by by-law amend a by-law designating property under Section 29 of the *Ontario Heritage Act* to clarify or correct the statement explaining the property's cultural heritage value or interest or the description of the property's heritage attributes;

AND WHEREAS the requirement for Council to consult with its Municipal Heritage Committee pursuant to Section 30.1 (5) has been fulfilled;

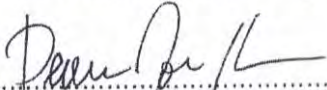
AND WHEREAS The Corporation of the City of Niagara Falls has caused to be served on the owner and the Ontario Heritage Trust, a Notice of the proposed Amendment;

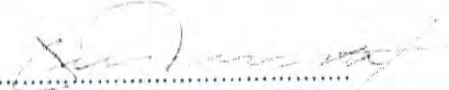
AND WHEREAS no objections have been filed with the Clerk of the Municipality;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NIAGARA FALLS ENACTS AS FOLLOWS:

1. That By-law 2000-79 be amended by deleting Schedule "B" thereto and substituting Schedule "B" attached hereto.
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 property and upon the Ontario Heritage Trust.

Passed this twelfth day of August, 2014.


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DEAN IORFIDA, CITY CLERK


.....
JAMES M. DIODATI, MAYOR

First Reading: August 12, 2014
Second Reading: August 12, 2014
Third Reading: August 12, 2014

SCHEDULE "A" to BY-LAW NO. 2014-101

Part Township Lot 56 Stamford, Part of road allowance between Township Lots 55 and 56 Stamford, City of Niagara Falls, Regional Municipality of Niagara.

SCHEDULE "B" to BY-LAW NO. 2014-101

Description of Property – Stamford Green, 6212 Portage Road

The Green is located between Portage Road on the west and St. Paul Avenue on the east and Stamford Green Drive on the north. The 3.5 acre wedge shaped piece of land is said to be one of the only village greens in Canada.

Statement of Cultural Heritage Value

The Stamford Green is held by the Stamford Green Board of Trustees for the citizens of Niagara Falls as a public park. The lands were once part of the grounds of the residence of Captain Robert Dee and were transferred to the Board of Trustees by his son, Dr. John Dee. In 1908, Dr. Dee sold the lands for the sum of \$1,000 provided they remained as a public park for all time to come. Furthermore, Dr. Dee stipulated that "No buildings are to be erected and no trees are to be planted thereon" to which it was further added that a "...fence is never to be erected". The deed provides that the southerly two-thirds of the site can be levelled and that the remainder is to be kept in its natural state. The Trustees are authorized to carry out these conditions and maintain the covenants imposed by Dr. Dee. The Board of Trustees are empowered to appoint new members to the Board in the event of death or resignation of any of the Trustees.

The northerly portion of the property is a level grassed plot of land. A historic stone and bronze marker erected in 1929 by the Historic Sites and Monuments Board of Canada is located at the northeast corner to recognize the significance of the Portage Road from Niagara Falls to Queenston. There are no trees on this portion of the site. The southerly third of the site is delineated by a war memorial erected in 1949 and now enhanced with plantings including pyramidal oak trees and evergreen and deciduous shrubs. South of this is a single maple tree with a small stone marker with bronze plaque and evergreen shrubs. At the gore end of the Green is a large Colorado spruce tree, ground plantings and a sign identifying the Green. These latter plantings and sign were added by the City in the late 1990's when it took over the maintenance of the grounds.

The Green has been the site of a number of important events over the years, including: holiday sports, country fairs, village festivals and militia musters. It was also the site of a commemorative arch erected in 1860 for the passing entourage of the Prince of Wales, later King Edward VII.

The Stamford Green is significant because of its unique status in Canada, its association with an important person during the settlement of Stamford Township, its historic role in community events and reverence with which it is held by the residents of the City. For these reasons, it is worthy of recognition as a place of historic importance which should be protected under the Ontario Heritage Act.

Key Heritage attributes that reflect the historical value and are important to the preservation of the Stamford Green are as follows:

- Its rarity, being an open greenspace that has not been significantly changed or planted on since the early 20th century.
- Association with prominent early settlers in Stamford Township, Capt. Robert Dee, and his son Dr. John Dee.
- Historic role in community events and militia musters;
- Site of visit in 1860 by Prince of Wales, later King Edward VII
- Large open landscape in contrast to surrounding development on Portage Rd.
- Proximity to Portage Road, a major transportation link between Niagara Falls and Queenston;
- Preservation as an open greenspace